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सं. 29 ] No. 291 नई दिल्ली, जुलाई 12—जुलाई 18, 2009, शनिवार/आबाढ़ 21—आबाढ़ 27, 1931 NEW DELHI, JULY 12—JULY 18, 2009, SATURDAY/ASADHA 21—ASADHA 27, 1931

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह पृथक संकलन के रूप में रखा जा सके Separate Paging is given to this Part in order that it may be filed as a separate compilation

भाग II—खण्ड 3—उप-खण्ड (ii)
PART II—Section 3—Sub-section (ii)

भारत सरकार के मंत्रालयों ( रक्षा मंत्रालय को छोड़कर ) द्वारा जारी किए गए संविधिक आदेश और अधिसूचनाएँ Statutory Orders and Notifications Issued by the Ministries of the Government of India (Other than the Ministry of Defence)

विधि और न्याय मंत्रालय

(विधि कार्य विभाग)

नई दिल्ली, 30 जून, 2009

का.आ. 1921.—राष्ट्रपति, दिनांक 24-6-2009 (अपराक्ष) से श्री अमरेन्द्र शरण, वरिष्ठ अधिवक्ता का भारत के उच्चतम न्यायालय में भारत के अपर महासालिसिटर के पद से त्यागपत्र स्वीकार करते हैं।

[फा. सं. 18(9)/2004-न्यायिक]

एम. ए. खाँ यूसुफ़ी, संयुक्त सचिव एवं विधि सलाहकार

MINISTRY OF LAW AND JUSTICE

(Department of Legal Affairs).

New Delhi, the 30th June, 2009

S.O. 1921.—The President is pleased to accept the resignation of Shri Amarendra Sharan, Senior Advocate as Additional Solicitor General of India in the Supreme Court of India w.e.f. 24-6-2009 (AN).

[F. No. 18(9)/2004-Judl.]

M. A. KHAN YUSUFI, Jt. Secy. and Legal Adviser

नई दिल्ली, 1 जुलाई, 2009

का.आ. 1922.—राष्ट्रपति, दिनांक 24-6-2009 (अपरह्न) से श्री बी. दत्ता, वरिष्ठ अधिवक्ता का भारत के उच्चतम न्यायालय में भारत के अपर महासालिसिटर के पद से त्यागपत्र स्वीकार करते हैं।

[फा. सं. 18(3)/2004-न्यायक]

एम. ए, खाँ यूसुकी, संयुक्त सचिव एवं विभि सलाहकार

New Delhi, the 1st July, 2009

S.O. 1922.—The President is pleased to accept the resignation of Shri B. Datta, Senior Advocate as Additional Solicitor General of India in the Supreme Court of India w.e.f. 24-6-2009 (AN).

[F. No. 18(3)/2004-Judi.]

M. A. KHAN YUSUFI, Jt. Secy. and Legal Adviser

कार्मिक, लोक शिकायत बना पेंशन मंत्रालय

(कार्मिक और प्रशिक्षण विभाग)

नई दिल्ली, 8 जुलाई, 2009

का.आ. 1923.—केन्द्रीय सरकार एतद्द्वारा दिल्ली विशेष पुलिस स्थापना अधिनियम, 1946 (1946 का अधिनियम सं. 25) की धारा 6 के साथ पठित धारा 5 की ठप-धारा (1) के द्वारा प्रदत्त शक्तियों

2452 GI/2009

(4033)

का प्रयोग करते हुए, मध्य प्रदेश राज्य सरकार, गृह विभाग की अधिसूचना सं. एफ-12-27/2009/बी-1 (दो) दिनांक 7-7-2009 हारा प्राप्त सहमति से पुलिस स्टेशन अंबेरी, जिला मिण्ड में दर्ज एफआईआर सं. 30/09, भा. दंड सहिता की धारा 302, 34, 120-बी सपिडा, धास 25/27 शास्त्र अधिनिक्य, 1964 सपिडा, धास 25/27 शास्त्र मामला जो कि माखन लाल जाटव, विध्यक्त, गोहद, जिला भिंड की हत्या करने तथा उसी संव्यक्तार के अनुक्रम में किए गए प्रयत्नों, दुन्नेरणों और चडवंत्रों अध्या उन्हीं तथ्यों से उद्भूत किनी अन्य अपराधों का अन्वेषण करने के लिए दिल्ली किनोच पुलिस स्थापना के सदस्यों की शक्तियों और अधिकारिता का विश्वार सम्पूर्ण मध्य प्रदेश राज्य पर करती है।

[सं. 228/33/2009-ए वी डी-1]

मनीवा सक्लेना, उप सक्कि

# MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS

### (Department of Personnel and Training)

New Delhi, the 8th July, 2009

S.O. 1923.—In exercise of the powers conferred by sub-section (1) of Section 5 read with Section 6 of the Delhi Special Police Establishment Act, 1946 (Act No. 25 of 1946), the Central Government with the consent of the State Government of Madhya Pradesh, Home Department vide Notification No. F-12-27/2009/B-1 (Two) dated 7-7-2009 extends the powers and jurisdiction of the members of the Delhi Special Police Establishment to the whole of the State of Madhya Pradesh for the Investigation of FIR No. 30/09 under section 302, 34, 120-B of Indian Penal Code r/w Section 25/27 Arms Act, 1959 r/w Section 3(2)(v) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 registered at Police Station Andori, Distt. Bhind relating to murder of Shri Makhanlal Jatav. MLA, Gohad, Distt. Bhind and attempts abetments and conspiracies in relation to or in connection with the offence mentioned above and any other offences or offences committed in the course of the same transaction or arising out of the same facts.

[No. 228/33/2009-AVD-II]

MANISHA SAXENA, Dy. Secy.

### कार्यालय सुख्य आयकर आयुक्त

जोधपुर, 25 जून, 2009

सं. 7/2009-10

का, आ, 1924, — आयकर अधिनियम 1961 (1961 का 43वा) की धारा 10 के खण्ड (23ग) के उपखण्ड (v) के साम पठित आयकर नियमावली, 1962 के नियम 2 ग ए द्वारा प्रदत्त शक्तिकों का प्रयोग करते हुए मुख्य आयकर अयुक्त, जोधकुर एतद्द्वारा सेट कल्पाण्जी परमानन्द पेडी, सिरोही को उक्त धारा के प्रयोजनार्थ निर्धारण वर्ष 2010-11 से 2012-13 तक निम्नलिखित शतौँ के अधीन अनुमोदित करते हैं:-

- कर निर्धारिती उसकी आन का प्रयोग अथका उसकी आय का प्रयोग करने के लिए उसका संचयन पूर्णत: तथा अनन्यत: उन उद्देश्यों के लिए करेगा जिनके लिए इसकी स्थापना की गई।
- कर निर्मास्ती उपर्युक्त कर निर्धारण वर्षों से संगत पूर्ववर्ती क्यों की किसी भी अवधि के दौरान धारा 11 की उपधारा (5) में विनिर्देष्ट किसी एक अथवा एक से अधिक ढंग अथवा तरीकों से जिल्ल तरीकों से उसकी निषि (जेवर-जवाहिरात, फर्नीचर आदि के रूप में प्राप्त तथा अनुरक्षित स्वैष्टिक अंशदान से भिल्ल) का निवेश नहीं करेगा अथवा उसे जया नहीं करवा सकेगा ।
- 3. वह आदेश किसी ऐसी आप के संबंध में लागू नहीं होगा, जोकि कारोकार से फ्राप्त लाभ तथा अभिलाभ हो जब तक ऐसा कारोकार उपत कर निधारिती के उद्देश्यों की फ्राप्त के लिए प्रासींगक नहीं हो तथा ऐसे कारोकार के संबंध में अलग से लेखा पुस्तिकाएं नहीं रखी कारी हों।
- 4. कर निर्भारिती आयकर अधिनियम, 1961 के प्रावधानों के अनुस्तर अपनी आय विवरणी नियमित रूप से आयकर प्राधिकारी के समय काइल करेगा।
- 5. विषयन की स्थिति में इसकी अतिरिक्त राशियां और किलंबितकां समान उद्देश्यों वाले धर्मार्थ संगठन को दे दी जाएगी और उसका कोई भी भाग संस्थान के किसी सदस्य को नहीं दिया आएगा।
- 6. आयकर अधिनियम, की धारा 10 (23ग) के साथ पठित 115 खखन में परन्तुक 15 की सतौं में अनाम दानों के सम्बन्ध में यह अनुमोदन रहागु नहीं होगा।

[संदर्भ सं.-म.आ.आ. /आ.अ.(तक) जोध/2009-10/769]

सुरेन्द्र मित्र, मुख्य आयकर आयुक्त

# OFFICE OF THE CHEEF COMMISSIONER OF INCOME-TAX

Jodhpur, the 25th June, 2009

### No. 7/2009-10

S.O. 1924.—In exercise of the powers conferred by sub-clasue (v) of clause (23C) of section 10 of the Incometex Act, 1961 (43 of 1961) read with rule 2CA of the IncomeTax Rules, 1962 I, the Chief Commissioner of Income Tax Jodhpur hereby approve "SETH KALYANJI PARMANANDJI PEDHI, SIROHI" for the purpose of the said section for the assessment year 2010-11 to 2012-13 subject to the following conditions:—

 The assessee will apply its income, or accumulate for application wholly and exclusively to the objects for which it is established;

- 2. The assessee will not invest or deposit its funds (other then voluntary contribution received and maintained in the form of jewellery, furniture etc.) for any period during the previous years relevant to the assessment years mentioned above otherwise than in any one or more of the forms or modes specified in sub-section (5) of Section 11;
- 3. This order will not apply in relation to any income being profits and gain of business, unless the business is incidental to the attainment of the objectives of the assessee and separate books of accounts are maintained in respect of such business;
- 4. The assessee will regularly file its return of income before the income-tax authority in accordance with the provisions of Income-Tax Act, 1961;
- 5. That in the event of dissolution, its surplus and the assets will be given to a charitable organization with similar objectives and no part of the same will go to any of the members of the Institution.
- 6. The approval will not apply in relation to anonymous donations in terms of the fifteenth proviso to Section 10 (23C) r.w.s. 115 BBC of the Act.

[Ref. No. CCIT/ITO(Tech.)/Ju/2009-10/765]

S. K. MISHRA, Chief Commissioner of Income Tax

जोधपुर, 25 जून, 2009

### सं. 8/2009-10

का. आ. 1925.—आयकर अधिनियम 1961 (1961 का 43वां) की धारा 10 के खण्ड (23ग) के उपखण्ड (vi) के साथ पिठत आयकर नियमावली -1962 के नियम 2 ग ए द्वारा प्रदत्त शिक्तयों का प्रयोग करते हुए मुख्य आयकर अयुक्त, जोधपुर एतद्द्वारा मरूधर महिला शिक्षण संघ, पोस्ट-विद्यावाड़ी (खीमेल), स्टे.-रानी, जिला-पाली को उक्त धारा के प्रयोजनार्थ निर्धारण वर्ष 2008-09 से 2010-11 तक निम्नलिखित शतौं के अधीन अनुमोदित करते हैं:—

- कर निर्धारिती उसकी आय का प्रयोग अथवा उसकी आय का प्रयोग करने के लिए उसका संचयन पूर्णत: तथा अनन्यत: उन उद्देश्यों के लिए करेगा जिनके लिए इसकी स्थापना की गई।
- 2. कर निर्धारिती उपर्युक्त कर निर्धारण वचों से संगत पूर्ववर्ती वचों की किसी भी अविध के दौरान धारा 11 की उपधारा (5) में विनिर्ष्टि किसी एक अथवा एक से अधिक ढ्रंग अथवा तरीकों से भिन्न तरीकों से उसकी निधि (जेवर-जवाहिरात, फर्नीचर आदि के रूप में प्राप्त तथा अनुरक्षित स्वैच्छिक अंशदान से भिन्न) का निवेश नहीं करेगा अथवा उसे जमा नहीं करवा सकेगा।
- 3. यह आदेश किसी ऐसी आय के संबंध में लागू नहीं होगा, जोकि कारोबार से प्राप्त लाभ तथा अभिलाम हो जब तक ऐसा

कारोबार उक्त कर निर्धारिती के उद्देश्यों की प्राप्त के लिए प्रासींगक नहीं हो तथा ऐसे कारोबार के संबंध में अलग से लेखा पुस्तिकाएं नहीं रखी जाती हों।

- 4. कर निर्धारिती आयकर अधिनियम, 1961 के प्रावधानों के अनुसार अपनी आय विवरणी नियमित रूप से आयकर प्राधिकारी के समक्ष फाइल करेगा।
- 5. विषयन की स्थिति में इसकी अतिरिक्त राशियां और परिसंपत्तियां समान उद्देश्यों वाले धर्मार्थ संगठन को दे दी जाएंगी और उसका कोई भी भाग संस्थान के किसी सदस्य को नहीं दिया जाएगा।
- 6. आयकर अधिनियम, की भारा 10 (23ग) के साथ पठित 115खखन में परन्तुक 15 की शतों में अनाम दानों के सम्बन्ध में यह अनुमोदन लागू नहीं होगा।

[संदर्भ सं.-मु.आ.आ./आ.अ.(तक) जोष/2009-10/765] स्रोन्द्र मिश्र, मुख्य आयकर आयकर

### Jodhpur, the 25th June, 2009

### No. 8/2009-10

- S.O. 1925.—In exercise of the powers conferred by sub-clause (vi) of clause (23C) of Section 10 of the Incometax Act, 1961 (43 of 1961) read with rule 2CA of the Income Tax Rules, 1962, I, the Chief Commissioner of Income Tax Jodhpur hereby approve "MARUDHAR MAHILA SIKSHAN SANGH, POST-VIDHYAWADI (KHIMEL-RANI, DISTT.-PALLI" for the purpose the said Section for the assessment 2008-2009 to 2010-11 subject to the following conditions:—
- 1. The assessee will apply its income, or accumulate for application wholly and exclusively to the objects for which it is established;
- 2. The assessee will not invest or deposit its funds (other then voluntary contribution received and maintained in the form of jewellery, furniture etc.) for any period during the previous years relevant to the assessment years mention above otherwise than in any one or more of the forms or modes specified in sub-section (5) of Section 11;
- 3. This order will not apply in relation to any income being profits and gain of business, unless the business is incidental to the attainment of the objectives of the assessee and separate books of accounts are maintained in respect of such business;
- 4. The assessee will regularly file its return of income before the income-tax authority in accordance with the provisions of Income-Tax Act 1961:

- 5. That in the event of dissolution, its surplus and the assets will be given to a charitable organization with similar objectives and no part of the same will go to any of the members of the Institution.
- 6. The approval will not apply in relation to anonymous donations in terms of the fifteenth provise to Section 10 (23C) r.w.s. 115 BBC of the Act.

[Ref. No. CCIT/ITO/(Tech.)/Ju/2009-10/765]

S. K. MISHRA, Chief Commissioner of Income Tax

### वित्त मंत्रालय

(राजस्य विमान)

(केन्द्रीय प्रत्यक्ष कर कोई)

नई दिल्ली 9 जुलाई, 2009

का. आ. 1926, — सर्वसांकरण की जानकारी के लिए एतद्भारा यह अधिसूचित किया जाता है कि केन्द्र सरकार द्वारा आवकर नियमावली, 1962 (उक्त नियमावली) के नियम 5ग और 5ड़ के साथ पठित आयकर अधिनियम, 1961 (उक्त अधिनियम) की करा 35 की उप-धारा (1) के खण्ड (ii) के प्रयोक्तार्थ दिन्तंक 1-4-2009 से संगठन आई रिसर्च सेंटर, चैन्नई को निम्नालिकित रातों के अधीन आंशिक रूप से अनुसंधान कार्बकलाओं में लगे 'अन्य संस्था' की श्रेणी में अनुमोदित किया गया है, नामत:

- (i) अनुमोदित संगठन को प्रस्त राशि का उपयोग वैक्षानिक अनुसंधान के लिए किया जाएगा;
- (ii) अनुमोदित संगठन अपने संकाय सदस्यों अथवा अपने नामांकित छात्रों के माध्यम से वैज्ञानिक अनुसंबान करेगा;
- (iii) अनुमोदित संगठन वैज्ञानिक अनुसंधान के लिए इसके द्वारा प्राप्त राशि के संबंध में अलग काता वही रक्केग किसनें अनुसंधान करने के लिए प्रयुक्त राशि दर्साई गई हो, उन्त अधिनिक्य की धारा 288 की उप-धारा (2) के स्वय्टीकरण में क्का परिणायत किसी लेखाकार से अपनी काता-वहीं की लेखा परीका कराएगा और उक्त अधिनियम की धारा 139 की उप-धारा (1) के अंतर्गत आविवरणी प्रस्तुत करने की नियत सिक्ति तक ऐसे लेखाकार द्वारा विधिवत सत्यापित एवं हस्ताक्षरित लेखा परीका रिचेर्ट के मानले में क्षेत्रधिकार रखाने वाले आयकर आयुक्त अधना आयकर निदेशक को प्रस्तुत करेगा;
- (iv) अनुमोदित संगठन वैक्षाणिक अनुसंधान के लिए प्राप्त दान तथा प्रयुक्त राशि का अलग विवरण रखेगा और उपर्युक्त लेखा परीक्षा रिपोर्ट के साथ लेखा परीक्षक द्वारा विविचन सरकाणित देने विवरण की प्रति प्रस्तुत करेगा।
- केन्द्र सरकार यह अनुमोदन कापस ले लेनी गरि अनुमोदित संगठन—
  - (क) पैराग्राफ 1 के उप-पैरान्नाफ (iii) में **उल्लिख**त लेखावडी नहीं रखेना ; अथवा

- (ख) पैराज़ाफ 1 के उप-पैराग्राफ (iii) में उल्लिखित अपनी लेखा परीक्षा रिपोर्ट प्रस्तुत नहीं करेगा ; अथवा
- (ग) पैराग्राफ 1 के उप-पैराग्राफ (iv) में उल्लिखित बैक्सनिक अनुसंधान के लिए प्राप्त दान एवं प्रयुक्त राशि का अपना विवरण प्रस्तुत नहीं करेगा; अथवा
- (च) अपना अनुसंधान कार्य करना बंद कर देगा अथवा इसके अनुसंधान कार्य को जायज नहीं पाया जाएगा; अथवा
- (इ) उक्त नियमाक्ली के नियम 5ग और 5इ के साथ पठित उक्त अधिनियम की धारा 35 की उप-धारा (1) के खांड (ii) के प्रावधानों के अनुरूप नहीं होगा तथा उनका पालन नहीं करेगा।

[अधिकान सं. 57/2009/फा. सं. 203/9/2008-आ.क.नि-II]

डॉ. संजय कुमार लाल, अवर सचिव

### MINISTRY OF FINANCE

(Department of Revenue)

(CENTRAL BOARD OF DIRECT TAXES)

New Delhi, the 9th July, 2009

- S.O. 1926.—It is hereby notified for general information that the organization Eye Research Centre, Chennai has been approved by the Central Government for the purpose of clause (ii) of sub-section (1) of Section 35 of the Income-tax Act, 1961 (said Act), read with Rules 5C and 5E of the Income-tax Rules, 1962 (said Rules), with effect from 1-4-2009 in the category of 'other Institution', partly engaged in research activities subject to the following conditions, namely:
  - (i) The sums paid to the approved organization shall be utilized for scientific research;
  - (ii) The approved organization shall carry out scientific research through its faculty members or its enrolled students;
  - (iii) The approved organization shall maintain separate books of accounts in respect of the sums received by it for scientific research, reflect therein the amounts used for carrying out research, get such books audited by an accountant as defined in the explanation to sub-section (2) of Section 288 of the said Act and furnish the report of such audit duly signed and verified by such accountant to the Commissioner of Income-tax or the Director of Income-tax having jurisdiction over the case, by the due date of furnishing the return of income under sub-section (1) of Section 139 of the said Act;

- (iv) The approved organization shall maintain a separate statement of donations received and amounts applied for scientific research and a copy of such statement duly certified by the auditor shall accompany the report of audit referred to above.
- 2. The Central Government shall withdraw the approval if the approved organization:
  - (a) fails to maintain separate books of accounts referred to in sub-paragraph (iii) of paragraph 1; or
  - (b) fails to furnish its audit report referred to in sub-paragraph (iii) of paragraph 1; or
  - (c) fails to furnish its statement of the donations received and sums applied for scientific research referred to in sub-paragraph (iv) of paragraph 1; or
  - (d) ceases to carry on its research activities or its research activities are not found to be genuine; or
  - (e) ceases to conform to and comply with the provisions of clause (ii) of sub-section (1) of Section 35 of the said Act read with rules 5C and 5E of the said Rules.

[Notification No. 57/2009/F.No. 203/9/2008 ITA-II]

DR. SANJAY KUMAR LAL, Under Secy.

## नई दिल्ली 9 जुलाई, 2009

का. आ. 1927.— सर्वसाधारण की जानकारी के लिए एत्यूइए यह अधिस्चित किया जाता है कि केन्द्र सरकार द्वारा आयकर नियमावली, 1962 (उक्त नियमावली) के नियम 5ग और 5भ के साथ पठित आयकर अधिनियम, 1961 (उक्त अधिनियम) की धारा 35 की उप-धारा (1) के खण्ड (ii) के प्रयोजनार्थ दिनांक 1-4-2008 से संगठन मैन मेड टेक्सटाइल रिसर्च एसोसिएशन सूरत को निम्नलिखित शतों के अधीन वैज्ञानिक अनुसंधान संघ की श्रेणी में अनुसोदित किया गया है, अर्थात् :—

- (i)अनुमोदित वैज्ञानिक अनुसंधान संघ का एक मात्र उद्देश्य वैज्ञानिक अनुसंधान करना होगा;
- (ii) अनुमोदित संगठन वैज्ञानिक अनुसंधान कार्य-कलाप स्वयं करेगाः
- (iii) अनुमोदित संगठन खाता वहीं रखेगा जिसमें तथा उत्तत अधिनियम की धारा 288 की उप-धारा (2) के स्पष्टीकरण में अथा परिभाषित किसी लेखाकार से अपनी खाता-वहीं की लेखा परीक्षा कराएगा और उक्त अधिनियम की धारा 139 की उप-धारा (1) के अंतर्गत आय विवरणी प्रस्तुत करने की नियत तिथि तक ऐसे लेखाकार द्वारा विधिवत सत्यापित एवं इस्ताक्षरित लेखा परीक्षा रिपोर्ट

मामले में क्षेत्राधिकार रखने वाले आयकर आयुक्त अथवा आयकर निरोशक को प्रस्तुत करेगा ;

- (iv) अनुमोदित संगठन वैज्ञानिक अनुसंधान के लिए प्राप्त दान तथा प्रयुक्त राशि का अलग विवरण रखेगा और उपर्युक्त लेखा परीक्षा रिपोर्ट के साथ लेखा परीक्षक द्वारा विधिक्त संस्थापित ऐसे विवरण की प्रति प्रस्तुत करेगा।
- 2. केन्द्र सरकार यह अनुमोदन वापस ले लेगी यदि अनुमोदित संगठन :-
  - (क) पैराग्राफ 1 के उप-पैराग्राफ (iii) में उल्लिखित लेखा बही नहीं रखेगा : अथवा
  - (ख) पैराग्राफ 1 के उप-पैराग्राफ (iii) में उल्लिखित अपनी लेखा परीका रिपोर्ट प्रस्तुत नहीं करेगा ; अथवा
  - (म) पैराग्राफ 1 के उप-पैराग्राफ (iv) में उल्लिखित वैज्ञानिक अनुसंधान के लिए प्राप्त एवं दान प्रयुक्त राशि का अपना विवरण प्रस्तुत नहीं करेगा; अथवा
  - (भ) अपना अनुसंधान कार्य करना बंद कर देगा अथवा इसके अनुसंधान कार्य को जायज नहीं पाया जाएगा; अथवा
  - (क) उक्त नियमावली के नियम 5ग और 5क के साथ पिटत उक्त अधिनियम की धारा 35 की उप-धारा (1) के खंड (ii) के प्रावधानों के अनुरूप नहीं होगा तथा उनका पालन नहीं करेगा।

[अभिसूचना सं. 56/2009/फा. सं. 203/112/2008-आ.क.नि-[[] डॉ. संजय कुमार लाल, अवर सचिव

New Delhi, the 9th July, 2009

- S.O. 1927.—It is hereby notified for general information that the organization Man Made Textile Research Association, Surat has been approved by the Central Government for the purpose of clause (ii) of sub-section (1) of Section 35 of the Income-tax Act, 1961 (said Act), read with Rules 5C and 5E of the Income-tax Rules, 1962 (said Rules), with effect from 1-4-2008 in the category of 'other Institution', partly engaged in research activities subject to the following conditions, namely:
  - (i) The sums paid to the approved organization shall be utilized for scientific research;
  - (ii) The approved organization shall carry out scientific research through its faculty members or its enrolled students:
  - (iii) The approved organization shall maintain separate books of accounts in respect of the sums received by it for scientific

research, reflect therein the amounts used for carrying out research, get such books audited by an accountant as defined in the explanation to sub-section (2) of Section 288 of the said Act and furnish the report of such audit duly signed and verified by such accountant to the Commissioner of Income-tax or the Director of Income-tax having jurisdiction over the case, by the due date of furnishing the return of income under sub-section (1) of Section 139 of the said Act:

- (iv) The approved organization shall maintain a separate statement of donations received and amounts applied for scientific research and a copy of such statement duly certified by the auditor shall accompany the report of audit referred to above.
- 2. The Central Government shall withdraw the approval if the approved organization:
  - (a) fails to maintain separate books of accounts referred to in sub-paragraph (iii) of paragraph 1; or
  - (b) fails to furnish its audit report referred to in sub-paragraph (iii) of paragraph 1; or
  - (c) fails to furnish its statement of the donations received and sums applied for scientific research referred to in subparagraph (iv) of paragraph 1; or
  - (d) ceases to carryon its research activities or its research activities are not found to be genuine; or
  - (e) ceases to conform to and comply with the provisions of clause (ii) of sub-section (1) of Section 35 of the said Act read with reles 5C and 5E of the said Rules.

[Notification No. 56/2009/F.No. 203/112/2008-ITA-II]

DR. SANJAY KUMAR LAL, Under Socy

# स्वास्थ्य और परिवार कल्बाण जंत्रालवं (स्वास्थ्य और परिवार कल्बाण विभाग)

नई दिल्ली, 3 **जुलाई**, 2009

का. आ. 1928. — केन्द्रीय सरकार कारतीय अनुर्विकान परिषद् अधिनियम, 1956 (1956 का 102) की कारा 3 की उप-कारा (1) के खण्ड (क) के अनुसरण में और राजस्कान सरकार से परानर्श करने के बाद डॉ. सी. एन. मंजुनाब, निदेशक, बजरेब इदन रोन संस्थान, बंगलुरु को इस अधिसूचना के जारी डोने की तारीका से पांच वर्षे के सिद् पारतीय आयुर्विशान परिषद् के सदस्य के रूप में

अतः अव उन्तर अधिनियम की भारा 3 की उप-भारा (1) के उपनंध के अनुसरण में, भोन्द तरकार एतच्छारा भारत तरकार के तरकारीन उन्तरभा नंत्राराध की दिनांक 9 जनवरी, 1960 की अधिकृषण संख्या का जा. 138 में निजारितीयत और संशोधन करती है, अर्थार :--

उत्ता अधिकृषण में "भारा 3 की उप-भारा (1) के खण्ड (क) के अधीन नर्मनीत" शीर्षक के अंतर्गत क्रम संख्या 12 और असने संबंधित प्रथिष्टियों के स्थान पर निज्नितिक्वत प्रविष्टियां प्रतिस्थापित की व्याची, अर्थाद:-

"12 डॉ. सी. इन. मंजुनाथ, कर्नाटक सरकार" निरंशक, जन्देव इदव रोग संस्थान, बंगसूर

[सं. बी. 11013/2/2007-एमई (नीति-I)]

के. बी. एस. राव. उप सचिव

### MERCETRY OF HEALTH AND FAMILY WELFARE

(Department of Health and Family Welfare))

New Delhi, the 3rd July, 2009

S.O. 1928.—Whereas the Central Government, in pursuance of clause (a) of sub-section (1) of Section 3 of the Indian Medical Council Act, 1956 (102 of 1956) and in consultation with the Government of Karnataka have nominated Dr. C.N. Manjunath, Director, 'Jayadeva Institute of Cardiology, Bangalore to be a member of the Medical Council of India for five years with effect from the date of issue of this notification.

Now, therefore, in pursuance of the provision of sub section (1) of Section 3 of the said Act, the Central Government hereby makes the following further amendment in the Notification of the Government of India in the then Ministry of Health number S.O. 138 dated the 9th January, 1960, namely:

In the said Notification, under the heading, "Neminated under clause (a) of sub-section (1) of Section 3", for serial number 12 and the entries thereto, the following entries shall be substituted, namely:

"12. Dr. C.N. Manjunath, Government of Karnataka" Director, Jayadeva Institute of Cardiology Bangalore

> [No. V. 11013/2/2007-ME(P-I)] K.V.S. RAO, Dy. Secy.

### उपोभक्ता मामले. खाद्य और सार्वजनिक वितरण मंत्रालय

(उपपोक्ता मामले विभाग)

### भारतीय मानक व्यूरो

नई दिल्ली, 7 जुलाई, 2009

का.आ. 1929.—भारतीय मानक ब्यूरो (प्रमाणन) विनियम, 1988 के नियमन, 4 के उपनियम (5) के अनुसरण में भारतीय मानक ब्यूरो एतद्द्वारा अधिसूचित करता है कि जिन लाइसेंसों के विवरण नीचे अनुसूची में दिए गए हैं, वे स्वीकृत कर दिए गए हैं :—

अनुसूची लाइसेंस पार्टी का क्रम स्वीकृत मानक का मा. मा. भाग अनुमाग वर्ष संख्या संख्या करने की तिथि रीर्षक संख्या नाम व पता 2 1 3 6 7 8 9 4 पैकेजबंद पेयजल (पैकेजबंद 7912078 मेहता इंडस्ट्रीज, 1. 8-4-2009 14543 2004 बी-1, एमआईडीसी, प्राकृतिक मिनरल जल के चिकलधाना, अलावा) जिला-औरंगाबाद-431210, महाराष्ट्र । रामदास रोलिंग मिल कांक्रीट प्रवलन के लिए उच्च 2. 7939809 24-4-2009 1786 2008 सामर्थ्य विकसित इस्पात की प्रा. लि., गट संख्या 211/1 गांव निम्बलक. छडें और तारें जिला-अहमदनगर, 414111, महाराष्ट्र । शेल्के बेवरेजेज प्रा. लि. . पैकेजबंद पेयजल (पैकेजबंद 7916995 28-4-2009 3. 14543 2004 प्राकृतिक मिनरल जल के यट संख्या ८६, एट पोस्ट कॉंश्वपरी, असावा) तालुका शिरूर, जिला पुणे-412209,. महाराष्ट्र । वक्रतुण्ड इस्पत प्र. लि., कांक्रीट प्रवलन के लिए उच्च 7940285 6-5-2009 1786 2008 गट संख्या 746, सामर्थ्य विकसित इस्पात की सनसवाही, तालुका छड़ें और तारें शिरूर, जिला पुणे-412208 महाराष्ट्र । इकोपलेक्स इंडस्ट्रीज, विद्युत संस्थापनों के लिए 5. 7941691 6-5-2009 9537 03 1983 गट सं**ख्या** 346, कंडयूटस मान : 3 विद्युत रोषन सामग्री के दृह (पुराना 1567 बी)

सादे कंड्यूट

स्वर्ण एवं स्वर्ण मित्र धातुएं

आम्बन/शिल्पकृति-शुद्धता

एवं मुहरांकन ।

1417

1999

पिरंगुट, तालुका

मुलशी, जिला पुणे-412111, महाराष्ट । उकारे ज्वैलर्स.

अरबन बैंक के पास.

ए/पी कोडोली,

तालुका पनहाला, जिला कोल्हापुर-416114, महाराष्ट्र ।

11-5-2009

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[PART II—SEC. 3(ii	ì	i	i	Ĺ	ĺ	H	3	1		EC	-S	Ļ	t	1	T	R	۸	P	Г	1	
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1	2	3	4	5	6	7	8	9
7.	7942289	6-5-2009	आविष्कार इंबीनिवर्स प्रा. लि., प्लॉट नं. 39 और 40, स्वामी विवेकानंद को-ऑपवेटिंग इंडस्ट्रीयल इस्टेट, इंदेवाडी रोड, इडपसर, जिला पुणे-411028 महाराष्ट्र।	जल कार्व उद्देश्यों के लिए काष्ट्र व्यल्ब (50 से 1200 मिनी आकार के)	14846			2000
8.	7942693	13-5-2009	धूत ट्रांसमिशन प्रा. लि., (इकाई II) एम-169, एमआईडीसी एरिका, वालुज, जिला औरंगाबाद-431133, महाराष्ट्र।	250 बोल्ट और 16 एम्पीबर तक की रेटिड करंट के लिख् पतन और सॉकेट निर्मम	1293			2005
9.	7905182	30-3-2009	राजासाब मिनरल वॉटर प्लॉट नंबर 603,604, एट तामलवाडी, तालुका तुलजापुर, जिला उस्मानाबाद, महाराष्ट्र।	वैकेक्चंद् वेयवल (वैकेक्चंद प्राकृतिक मिनरल कल के अलामा)	14543			2004
10.	7936597	15-5-2009	आयरन अकुआटेक प्र. लि., प्लाट नं. डी-57/58, एमआईडीसी तासकाडे, तालुका कराड, जिला सातारा-431150, महाराष्ट्र।	वैकेक्चंद पेयजल (वैकेक्चंद प्राकृतिक मिनरल जल के असाना)	14543			2004
11.	7929806	19-5-2009	वरद विनायक इंटरप्राइजेज, डी-78/2, एमआईडीसी, सूपा तालुका पारनेर, जिला अहमदनगर-41430 महाराष्ट्र ।		14543			2004
12.	7945093	25-5-2009	शिवम ज्वैलर्स, 102- नेहरू नगर, मैन रोड, शंकर भवन के पास, पिंपरी, जिला पुणे 411018, महाराष्ट्र।	स्वर्ण एवं स्वर्ण-निश्रवातुएं आमूक्ज/शिल्क्कृति-शुद्धता एवं मुद्धरांकन ।	1417			1999

[सं. सीएमडी/13:11] प्रबीण कुमार गंभीर, उप महानिदेशक (मुहरांकन)

### MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION

### (Department of Consumer Affairs)

### **BUREAU OF INDIAN STANDARD**

New Delhi, the 7th July, 2009

S.O. 1929.—In pursuance of sub-regulation (5) of the regulation 4 of the Bureau of Indian Standards (Certification) Regulations, 1988, of the Burau of Indian Standards, hereby notifies the grant of licences particulars of which are given in the following schedule:—

### **SCHEDULE**

SI. No.	Licence No.	Grant	Name & Address Dateof the Party	Title of the Standard	IS No.	Part	Section	Year
1	2	3	4	5	6	7	8	9
1.	7912078	8-4-2009	Mehta Industries B-1, MIDC Chikalthana District Aurangabad- 431210 Maharashtra	Packaged drinking water (Other than packaged natural mineral water)	14543			2004
2.	7939809	24-4-2009	Ramdas Rolling Mill Pvt. Ltd., Gat No. 211/1 Village Nimblak District Ahmednagar- 414111 Maharashtra	High strength deformed steel bars and wires for concrete reinforcement	1786			2008
3.	7916995	28-4-2009	Shelke Beverages Pvt. Ltd., Gat No. 86, At Post Kondhapuri Taluka Shirur District Pune-412209 Maharashtra	Packaged drinking water (Other than packaged natural mineral water)	14543			2004
4.	7940285	6-5-2009	Vakratund Ispat Pvt. Ltd., Gat No. 746 Sanaswadi, Taluka Shirur District Pune-412208 Maharashtra	High strength deformed steel bars and wires for concrete reinforcement	1786			2008
5.	7941691	6-5-2009	Ecoflex Industries Gali No. 346 (Old 1567 B) Pirangut, Taluka Mulshi District Pune-412111 Maharashtra	Conduits for electrical installations: Part 3 Rigid plain conduits of insulating materials	9537	Œ		1983
6.	7941994	11-5-2009	Ubare Jewellers Near Urban Bank A/P Kodoli, Taluka Panhala District Kolhapur- 416114 Maharashtra	Gold and gold alloys, jewellery / artefacts - Fineness and marking	1417		•	1999
<b>7</b> .	7942289	6-5-2009	Avishkar Engineers Pvt. Ltd., Plot No. 39 & 40 Swami Vivekanand Co-Op Indl. Estate, Handewadi Road, Hadapsar District Pune- 411028 Maharashtra	Sluice Valve for Water Works Purposes (50 to 1200 mm Size)	14846			2000

PART	IISEC.	3	(ii)
11 001	11 - 000.	~	

1	2	3	4	5	6	7	8	9
8.	7942693	13-5-2009	Dhoot Transmission Pvt. Ltd., (Unit II) M-169, MIDC Area, Waluj District Aurangabad-431133 Maharashtra	Plugs and socket outlets of 250 volts and rated current upto 16 amperes	1293			2005
9.	7905182	30-3-2009	Rajaaaab Mineral Water Plot No. 603, 604 At Tamalwadi Taluka Tuljapur District Osmanabad Maharashtra	Packaged drinking water (Other than packaged natural mineral water)	14543			2004
10.	7936597	15-5-2009	Aryan Aquatech Pvt. Ltd., Plot No. D-57/58 MIDC Taswade Taluka Karad District Satara-431150 Maharashtra	Packaged drinking water (Other than packaged natural mineral water)	1 <b>45</b> 43			2004
11.	7929806	19-5-2009	Varad Vinayak Enterprises D-78/2, MIDC Supa Taluka Parner District Ahmednagar- 414301 Maharashtra	Packaged drinking water (Other than packaged natural mineral water)	14543			2904
12.	7945093	25-5-2009	Shivam Jewellers 102, Nehru Nagar Main Road, Near Shanker Bhavan, Pimpri District Pune-411018 Maharashtra	Gold and gold alloys, jewellery / artefacts - Fineness and marking	1417			1 <b>99</b> 9

[No.CMD/13:11]

P. K. GAMBHIR, Dy. Director General (Marks)

नई दिल्ली, 7 जुलाई, 2009

का,आ, 1930,—भारतीय मानक ब्यूरो (प्रमाणन) विनियम 1988 के विनियम 4 के उप विनियम 5 के अनुसरण में श्रास्तीय मानक ब्यूरो एतद्द्वारा अधिसूचित करता है कि निम्न विवरण वाले लाइसँसों को जाने दशीई तारीक से लाइसँस स्थीकृत कर दिया मया है :—

क्रम संख्या	लाइसेंस संख्या	लाइसेंसभारी का नाम एवं पता	लाइसेंस के अंतर्गत प्रक्रम संबंध एवं भारतीय मानक सहित	स्वीकृत करने की विधि
1	2	3	4	5
1	3014733	मैसर्स सी <b>जी कंडक्टर्स</b> खसरा नं 5/4, <b>कांचनपुर शक्ति</b> , जिला <b>जंबगिर, <del>जं</del>गा, (<del>छतीसगढ़</del>)</b>	<b>आर्ट्</b> स 398 भाग 2 :1996 एल <b>कंड</b> क्टर्स	6-4-2009
2	3015432	मैसर्स महताब टाइल्स, 325/ए, सेक्टर इ 1/ए, साकेर रोड इन्दौर/म.प्र.	<b>आईए</b> स 15658 : 2006 क्रिकास्ट काँक्रिट <del>व्याव</del> स फार पेंटिंग	13-4-2009
3	3015937	मैसर्स ऋक्ष्म इण्डस्ट्रीज ग्राम रत्नाक्ष्म, पी ओ लोहारसी, धमतरी (अतीसगढ़)	अर्क्ष्यस 694:1990 <del>पीनीनी केन्स्</del> स	16-4-2009

1	2.	3	4	5
4.	3076635	मैसर्स स्टील आथॉरिटी ऑफ इण्डिया लि. फिलाई स्टील प्लांट फिलाई-492001 308/2, इंडस्ट्रिएल एरिया, गायत्री नगर, पालदा, इंन्दौर, (मध्य प्रदेश)	आईएस 2041 :1995 स्टील प्लेट्स फार प्रेशर वेसल्स	17-4-2009
5.	3011323	मैसर्स इम्पेक्ट सीमेन्ट पाइप फैक्ट्री, प्लाट नं 8, आई आई डी सी,, जामखेडी, मन्दसौर, (मध्य प्रदेश)	आईएस 458:2003 आर सी सी पाइप	21-4-2009
6.	3018438	मैसर्स लक्ष्मी स्टील फोब्स, शाप नं 3, नीशांतपुरा, बेरसिया रोड, रेल्वे गेट के पास, भोषाल, (मध्य प्रदेश)	आईएस 9020:2002 पावर श्रेशर	27-4-2009
7.	3019137	मैसर्स गोएल पाइप्स प्रा. लिमिटेड 619/बी/612 उरला इण्डस्ट्रियल काप्पलेक्स, रायपुर (छत्तीसगढ़)	आईएस 2830:1992 कास्ट बिलेट्रस इन्गोट्स	28-4-2009
8.	3019238	मैसर्स फ्लेम प्रुफ उद्योग प्रा. लिमिटेड, सेक्टर बी, प्लाट नं 106, सिरीगिटी इण्डस्ट्रिएल एरिया, बिलासपुर (छ. ग.)	आईएस 2148:2004 प्लेमप्रुफ इन्क्लोजर	28-4-2009
9.	3019642	मैसर्स डिलाइट डेयरी लिभिटेड, सर्वे नं 725, एंव 726, ग्राम <b>खतंबा</b> , भोपाल रोड, देवास (मध्य प्रदेश)	आईएस 1165:2002 मिल्क पाउडर	29-4-2009

[सं. केन्द्रीय प्रमाणन/13:11]

पी. के. गम्भीर, उपमहानिदेशक (मुहर)

### New Delhi, the 7th July, 2009

S.O. 1930.—In pursuance of sub-regulation (5) of the regulation 4 of the Bureau of Indian Standards (Certification) Regulation, 1988, of the Bureau of Indian Standards, hereby notifies the grant of licenses for the month of March-2009, particulars of which are given in the following schedule:

### SCHEDULE

Sl. No.	T:>T-	N	70 37 1241	C
51. No.	Licence No.	Name and address of the licencees	IS No. and title	Grant Date
1	2	3	4	5
1.	3014733	M/s CG Conductor Khasra no. 5/4, Kanchanpurshakti, Dist Janjgir, Champa (CG)	IS 398(P2): 1996 Aluminium stranded conductors for overhead Transmission	6-4-2009
2.	3015432	M/s Mahatab Tiles 325/a, Sector-E, 1/A, Sanwer Road, Indore (MP)	IS 15658: 2006 Precast concrete Blocks for Painting	13-4-2009
3.	3015937	M/s Rushabh Industries, Village: Ratnabandh PO Loharasi Dhamtari (CG)	IS 694: 1990 PVC Cables	16-4-2009
4.	3016535	M/s SAIL Bhillai Steel Plant Bhillai-492001 (Madhya Pradesh)	IS 2041: 1995 Streel Plates for Pressure Vesels	17-4-2009
5:	3011323	M/s Impact Cement Pipes Factory, Plot No. 8, IIDC, Jamkhedi, Mandsour (Madhya: Pradesh)	IS 458: 2003 RCC Pipes	21-4-2009
6.	3018438	Mis Lamxi Steels Folias. Shop No. 3, Nishant pura, Bersia Road, Near Railway Gate, Bhopal (MP)	IS 9020: 2002 Power Thresher	27-4-2009
<b>7.</b>	3019137	M/s Goyal Pipes Pvt. Limited 619/B/612 Urla Industrial Complex, Raipur (CG)	IS 2830: 1992 Cost Billets Ingots	28-4-2009

1	2	· 3	4	5
8.	3019238	M/s Flame Proof Udyog Pvt. Limited, Sector-B, Plot No. 106, Sirigitti, Industrial Area, Bilaspur (CG)	IS 2148: 2004 Flame Proof Enclosure	28-4-2009
9.	3019642	M/s Delight Dairy Limited, Survey No. 725 and 726, Village: Khatamba Bhopal Road, Dewas (MP)	IS 1165: 2002 Milk Powder	29-4-2009

[No.CMD/13:11]

P. K. GAMBHIR, Dy. Director General (Marks)

### नई दिल्ली, 7 जुलाई, 2009

का.आ. 1931.—भारतीय मानक ब्यूरो (प्रमाणन) विनियम, 1988 के नियम 4 के उपनियम (5) के अनुसरण में भारतीय मानक ब्यूरो एतद्द्वारा अधिसूचित करता है कि जिन लाइसेंसों के विवरण नीचे अनुसूची में दिए गए हैं, वे स्वीकृत कर दिए गए हैं:-

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क्रम संख्या	लाइसेंस संख्या	स्वीकृत करने की तिथि वर्ष/माह	लाइसेंसधारी का नाम व पता	भारतीय मानक का शीर्षक	भा मा संख्या	भाग	अनु	वर्ष
1	2	3	4	5	6	7	8	9
1.	9723489	14-5-2009	संगम फूड एण्ड बेवरेजेस 104/42-ए, दाउद नगर इण्डस्ट्रियल कालोनी, नैनी, इलाहाबाद	पैकेज्ड ड्रिकिंग वाटर (पैकेज्ड नेचुरल मिनरल वाटर के अलावा)	14543			2004
2.	9726701	15-5-2009	शक्ति पम्प्स, सी–8, साइट–सी, इण्डस्ट्रियल एरिया, सिकन्दरा, आगरा–282 007	डीपवेल हैण्डपम्प्स, कम्पोनेन्ट्स एण्ड स्पेशल टूल्स-रबर कम्पोनेन्ट्स	15500	7		2004
3.	9726596	18-5-2009	शक्ति पम्प्स, सी–8, साइट–सी, इण्डस्ट्रियल एरिया, सिकन्दरा, आगरा–282 007	डीपबेल हैण्डपम्प्स, कम्मोनेन्ट्स एण्ड स्पेशल टूल्स-कास्ट आयरन कम्पोनेन्ट्स	15500	5		<b>200</b> 4
4.	9726697	18-5-2009	शक्ति पम्प्स, सी–8, साइट–सी, इण्डस्ट्रियल एरिया, सिकन्दरा, आगरा–282 007	डीपवेल हैण्डपम्प्स, कम्मोनेन्ट्स एण्ड स्पेशल टूल्स-ब्रास ब्रोन्ज कम्मोनेन्ट्स	15500	6		2004
5.	9726802	18-5-2009	शक्ति पम्प्स, सी–8, साइट–सी, इण्डस्ट्रियल एरिया, सिकन्दरा, आगरा–282 007	ड्रीपवेल हैण्डपम्प्स, कम्योनेन्ट्स एण्ड स्पेशल दूल्स-स्टील कम्योनेन्ट्स	15500	4		2004
6.	9727804	20-5-2009	हिन्दुस्तान ग्लास वर्क्स लि. जी टी रोड, बमरौली, इलाहाबाद	सेफ्टी ग्लास फार रोड ट्रान्सपोर्ट	2553	. 2		2004
7.	9728196	22-5-2009	इलाहाबाद बेवरेजेस (तारा सीमेण्ट कं. प्रा. लि. की एक इकाई) प्लाट नं. 121, पट्टी धीना एलियस लालापुर डाकखाना हनुमानगंज, फूलपुर इलाहाबाद-221 505	पैकेज्ड ड्रिन्किंग वाटर (पैकेज्ड नेषुरल मिनरल वाटर के अलावा)	14543			2004

1	2	3	4	5	6	7	8	9
.8.	9728604	255-2009	शक्त पाली प्लास्ट, डी-16, इण्डस्ट्रियल एरिया, साइट -ए, सिकन्दरा,	अनप्लास्टीसीज्ड पीवीसी स्क्रीन एण्ड केसिंग पाइप्स फार बोर/ट्यूबवेल	12818			1992
			आगरा-282 006		<u> </u>			

[सं. सी एम डी/13:11]

पी. के. गम्भीर, उप महानिदेशक (मुहर)

### New Delhi, the 7th July, 2009

S.O. 1931.—In pursuance of sub-regulation (5) fo the regulation 4 of the Bureau of Indian Standards (Certification) Regulations, 1988, of the Bureau of Indian Standards, hereby notifies the grant of licences particulars of which are given in the following schedule:-

# SCHEDULE Grant of Licence since 1 April to 25 May 2009

SI.	Licence	Grant	Name & Address	Title of the	IS No.	Part	Section	Year
No.	No.	Date	of the Party	Standard				
1.	9723489	14-5-2009	Sangam Food & Beverages 104/42-A,Daud Nagar, Industrial Colony, Naini Allahabad	Packaged Drinking Water(Other than Packaged Natural Mineral Water)	14543	-		2004
2.	9726701	15-5-2009	Shakti Pumps, C-8, Site-C, Indl Area, Sikandara Agra- 282 007	Deepwell handpumps Components and Special Tools Rubber Components	15500	7	·	2004
3.	9726596	18-5-2009	Shakti Pumps, C-8, Site-C, Indl.Area, Sikandara Agra- 282 007	Deepwell hand pumps Components and Special Tools Cast Iron Components	15500	5		2004
4.	9726697	18-5-2009	Shakti Pumps, C-8, Site-C, Indl. Area, Sikandara Agra- 282 007	Deepwell handpumps Components and Special Tools Brass/Bronze Components	15500	6		2004
5.	· 9726802	15-5-2009	Shakti Pumps, C-8, Site-C, Indl.Area, Sikandara Agra-282 007	Deepwell handpumps Components and Special Tools - Steel Components	15500			2004
6.	9727804	20-5-2009	Hindustan Glass Works Ltd., G T Road, Bamrauli, Allahabad	Safty Glass for Road Transport	2553	2		2004
7	9728196	22-5-2009	Allahabad Beverages (AUnit of Tara Cement Co.Pvt.Ltd.,) Plot No. 121, Patti Dheena Alias Lalapur, P.O. Hanuman ganj, Phoolpur, Allahabad - 221 505	Packaged Drinking Water(Other than Packaged Natural Mineral Water)	14543			2004
8.	9728604	25-5-2009	Shakti Poly Plast, D-16, Industrial Area, Site-A, Sikandara, Agra - 282 006	Unplasticized PVC Screen and Casing Pipes for bore/ tube well	12818			1992

[No. CMD/13:11]

P. K. GAMBHIR, Dy. Director General (Marks)

### नई दिल्ली, 8 जुलाई, 2009

का.आ. 1932.-भारतीय मानक ब्यूरो नियम, 1987 के उपनिक्य, 7 के नियम (1) के खंड (ख) के अनुसरण में भारतीय मानक ब्यूरो एतद्द्वारा अधिसूचित करता है कि जिन भारतीय मानकों के विवरण नीचे अनुसूची में दिए गए हैं वे स्थापित हो गए हैं:-

### अनसची

क्रम संख्या	स्थापित भारतीय मानक (कों) की संख्या वर्ष और शी <del>र्षक</del>	नये भारतीय मानक क्क्स अतिक्रमित भारतीय मानक अभवा मानकों, यदि कोई हो, की संख्या और वर्ष	स्थापित तिथि
(1)	(2)	(3)	(4)
1.	आईएस 1897 : 2008-विद्युत अनुप्रक्षेगों के लिए तॉबें की पत्ती- विशिष्टि (तीसरा पुनरीक्षण)	आई एस 1897 : 1983	1 सितम्बर, 2009

इस भारतीय मानक की प्रतियाँ भारतीय मानक ब्यूरो, मानक भवन, 9, बहादुर शाह जफर मार्ग, नई दिल्ली-110002, क्षेत्रीय कार्यालयों : नई दिल्ली, कोलकाता, चण्डीगढ़, चेन्नई, मुम्बई तथा शाखा कार्यालयों : अहमदाबाद, बंगलौर, भोपाल, भूवनेश्वर, गुवाहाटी, जयपुर, कानपुर, नागपुर, पटना, पूणे तथा तिरूवनन्तापुरम में बिक्री हेतु उपलब्ध हैं।

[संदर्भ : एमटीडी 8/टी-17]

श्री पी. घोष, वैज्ञानिक 'ई' एवं प्रमुख (एमटीडी)

### New Delhi, the 8th July, 2009

S.O. 1932.—In pursuance of clause (b) of sub-rule (1) of rule, 7 of the Bureau of Indian Standards Rule 1987, the Bureau of Indian Standards, hereby notifies that the Indian Standards, particulars of which are given in the Schedule hereto annexed have been established on the date indicated against each:

### SCHEDULE

Sl. No.	No. & Year of the Indian Standards Established	No. & year of Indian Standards, if any, Superseded by the New Indian Standard	Date of Established
(1)	(2)	(3)	(4)
1	IS 1897:2008-Copper Strip for electrica purposes-Specification (Third Revision)	1897:1983	1 Sept., 2009

Copy of this Standard is available for sale with the Bureau of Indian Standards, Manak Bhavan, 9, Bahadur Shah Zafar Marg, New Delhi-110002 and Regional Offices: New Delhi, Kolcatta, Chandigarh, Chennai, Mumbai and also Branch Offices: Ahmedabad, Bangalore, Bhopal, Bhubaneshwar, Coimbatore, Guwahati, Hyderabad, Jaipur, Kanpur, Nagpur, Patna, Pune, Thiruvananthapuram.

[Ref: MTD 8/T-17]

Shri P. Ghosh, Scientist'E'&Head (MTD)

# नई दिल्ली, 10 जुलाई, 2009

का:आ. 1933.—भारतीय मानक ब्यूरो के भारतीय मानक ब्यूरो (अमाणन) विनियमन, 1988 के उप-विनियमन (5) के तहत यह अधिसूचित किया जाता है कि निम्नलिखित ब्यौरेवाले लाइसेन्स प्रदान किए जाते हैं।

### अनुसूची

क्र सं.	लाइसेन्स संख्या	स्वीकृत करने की तिथि वर्ष/माह	पार्टी का नाम व पता (कारखाना)	मानक की उपाधि	भामा संख्या भाग/ अनु वर्ष
	2	3	4	5	6
1.	6920779	20090401	मेसर्स मानसरोवर इंडस्ट्रीस, 13, होरोहल्ली गाँव, विश्वनीडम पोस्ट, बेंगलूर– 560091	पैकेजबंद पेयजल (पैकेजबंद मिनरल जल के अलावा)	IS 14543: 2004
.2.	6920880	20090401	मेसर्स विनयनाग एक्वामिन, सं. 32, अक्षयनगर, हुलिमयू-बेगूर रोड, बेंग्लूर- 560068	पैकेजबंद पेयजल (पैकेजबंद मिनरल जल के अलावा)	IS 14543: 2004
3.	<del>69</del> 21175	20090401	मेसर्स एक्वा मिनरल, सं. 5, पुराना सं. 108/1, 4वाँ क्रॉस, तावरेकर मुख्य रोड, कॅगलूर-560029	पैकेजबंद पेयजल (पैकेजबंद मिनरल जल के अलावा)	IS 14543: 2004
4.	<del>69</del> 21074	20090402	मेसर्स मैबी इरियेशन सिस्टम्स (इंडिया) ऋषकेट लिमिटेड V-3, इंडस्ट्रीयल एस्टेट, के.एस. एस.आई.डी.सी., होसकोट, बॅमसूर −:562114	सिंचाई उपस्कर-सिंचाई लेटरल्स के लिए पॉलीएथिलीन पाइप्स	IS 12786: 1989
<b>5.</b>	6923179	20090401	मेसर्स स्पर्इ.सी. वायर्स, डॉक्टर् क्वाटर के सामने, कुवेम्पु रोड, सिमोग - 571222	1100 वोल्ट तक की कार्यकारी कोल्टता के लिए पी वी सी रोधित केवल	IS 694: 1990
6.	<del>6927</del> 187	20090403	मेसर्स विश्वेश्वरैया आर्थन एन्ड स्टील स्तान्ट (स्टील अयोरटी ऑफ इंडिया लिम्टिड-एस ए आई एल का यूनिट) नया सहर, तिमोगा, बहाबती-	सामान्य संरचना इस्पात में पुत्रवेल्लन के लिये कॉर्बन, डलवॉ इस्पात बिलेट इंगट, बिलेट, ब्लूम और स्लैब	IS 2830: 1992
7.	6927086	20090403	मेसर्स विश्वेश्वरेवा आवर्न एन्ड स्टील ब्लान्ट (स्टील अवोरटी ऑफ इंडिया लिक्टिड-एस ए आई एल का यूनिट) नया सवर, कियोगा, पहावती-577301	तस्य बेल्लित अल्प, मध्यम एवं उच्च तस्यतः के संस्थना इस्पात	IS 2062: 2006
<b>-8.</b>	6921680	2009/04/03	मेसर्सक्रिन्स कोलरी [चेम एवड कोलरी (जा.) सिन्धिटेड का चून्टि] 393 & 394, 11चीं मुख्य रोड, 111 क्रोंक, जयनगर, बेंमसूर-568011	स्वर्ण तथा स्वर्ण मिश्र शतुएं, अनुप्रण/शिल्पकारी सुद्धता स्वं मार्किंग	IS 1417: 1999
<del>.9</del> .	6922076	29990403	मेसर्स जी साई गोल्ड पैलेस, वेंकडेस्वरा सॉब विस्डिंग, बी.एम. सेड, जन्मरवापटना, बरसन – 573116	स्वर्ण तथा स्वर्ण मिश्र बातुएं, आञ्चल/सिल्पकारी सुद्धता एवं मार्किंग	ES:1417: 1999
10.	<del>6922</del> 177	20090403	मेसर्स नवाज ब्लेलर्स, गाँवी जौक, मारवाठ- 589001	रकर्ण तथा स्वर्ग मिश्र धातुएं, आभूक्ण/शिल्पकारी शुद्धता एवं म्ब्राकिंग	IS 1417: 1999
11.	6922278	20999403	मेसर्स क्षेत्रसा झडस ऑफ ज्वेल्स, सं. ७, डॉ. डी. वी. चे. रोड, बाटा के सामने, वॅगलूर- 560004	स्वर्ग तथा स्वर्ग मिश्र चातुरं, आमृत्यप्रतिल्यकारी सुद्धता एवं मार्किंग	IS 1417: 1999

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	2	3	4	5	6
12.	6923987	20090415	मेसर्स अरिहन्त गोल्ड, गाँधी चौक, दत्तात्रेया मंदिर के सामने, धारवाड - 580001	स्वर्ण तथा स्वर्ण मिश्र धातुएं, आभूषण/शिल्पकारी शुद्धता एवं मार्किंग	IS 1417: 1999
13.	6924080	20090417	मेसर्स प्रगति सोलर सिस्टम्स, 107/4, 16वॉॅंक्रॉस, 5वॉं मुख्य,एन.एन.फार्म, गेड्डलाहरूली,आर.एम.बी.अस्पताल नीचे, संजयनगर, बेंगलूर- 560094	सौर सपाट पट्टिका संग्राहक- भाग 1-अपेक्षाएँ	IS 12933 (Part 1): 2003
14.	6924888	20090420	मेसर्स यू एन ए ज्जेलर्स, सुपर मार्केट रोड, गाँधी चौक, धारवाड-580001	स्वर्ण तथा स्वर्ण मिश्र धातुएं, आभूषण/शिल्पकारी शुद्धता एवं माकिंग	IS 1417: 1999
15.	6926286	20090423	मेसर्स डॉल्फिन इरिगेशन, 56/1, कोट्टिगेपालया, श्री गंधाड कवाल, मगडी मुख्य रोड, बॅंगलूर -560091	सिंचाई उपस्कर -सिंचाई लेटरल्स के लिए पॉलीएथिलीन पाइप्स	IS 12786: 1989

[सं. सीएमडी/13:11]

पी. के. गम्भीर, उप महानिदेशक(मार्क्स)

### New Delhi, the 10th July, 2009

S.O. 1933.—In pursuance of sub-regulation (5) of the Bureau of Indian Standards (Certification) Regulation, 1988, of the Bureau of Indian Standards, hereby notifies the grant of licence particular of which are given in the following schedule:

SCHEDULE

Sl. No.	Licence No.	Grant date	Name and Address (Factory) of the Party	Title of the Standard	IS No. Part/Sce. Year
1	2	3	4	5	6
1.	6920779	20090401	M/s. Mansarovar Industries 13, Herohalli Village, Vishwaneedam Post, Bangalore-560091	Packaged Drinking Water (Other than packaged natural mineral water)	IS 14543: 2004
2.	6920880	20090401	M/s. Vinaynag Aquamin, No.32, Akshaynagar, Hulimavu - Begur Road, Bangalore - 560068	Packaged Drinking Water (Other than packaged natural mineral water)	IS 14543: 2004
3.	6921175	20090401	M/s. Rams Aqua Mineral No. 05, Old No.108/1, 4th Cross, Tavarerkere Main Road Bangalore-560029	Packaged Drinking Water (Other than packaged natural mineral water)	IS 14543: 2004
4.	6921074	20090402	M/s. Mythri Irrigation Systems (India) Pvt Ltd, V-3, Industrial Estate, K.S.S.I.D.C. Hoskote, Bangalore -562114	Irrigation Equipment- Polyethelene Pipes for Irrigation Laterals- Specification	IS 12786: 1989
5.	6923179	20090401	M/s. M.E.C. Wires, Opp. Doctor Quarters, Kuvempu Road, Shimoga- 577222	PVC Insulated cables for working voltages upto and including 1100 V	IS 694: 1990
6.	6927187	20090403	M/s. Visvesvaraya Iron and Steel Plant (A unit of Steel Authority of India Limited-SAIL) New Town, Shimoga, Bhadravathi-577301	Carbon steel cast billet ingots, billets, blooms and slabs for re-rolling into steel for general structural purposes	IS 2830:1992
7.	6927086	20090403	M/s. Visvesvaraya Iron and Steel Plant (A unit of Steel Authority of India Limited -SAIL) New Town, Shimoga Bhadravathi-577301	Hot rolled low, medium and high tensile structural steel	IS 2062: 2006

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1	2	3	4	5	.6
8.	6921680	20090403	M/s. Prince Jewellery (A Unit of Gem and Jewellery (P) Ltd. 393 & 394, 11th Main Road, III Block, Jayanager, Bangalore-560011	Gold and gold alloys, Jewellery/artifacts- fineness and marking	IS 1417: 1999
9.	6922076	20090403	M/s. Sri Sai Gold Palace Venkateswara Lodge Building, B.M. Road, Channarayapatana Hassan-573116	Gold and gold alloys Jewellery/artifacts- fineness and marking	IS 1417:1999
10.	6922177	20090403	M/s. Nakshatra Jewellers, Gandhi Chowk, Dharwad	Gold and gold alloys, Jewellery/artifacts- fineness and marking	IS 1417:1999
11.	6922278	20090403	M/s. Preksha House of Jewels, No. 7, Dr. D.V. G. Road, Opp. Bata, Bangalore-560004	Gold and gold alloys, Jewellery/artifacts- fineness and marking	IS 1417: 1999
12.	6923987	20090415	M/s. Arihant Gold, Gandhi Chowk, Opp. Dattatreya Temple Dharwad-580001	Gold and gold alloys, Jewellery/artifacts-fineness and marking	IS 1417: 1999
13.	6924080	20090417	M/s. Pragathi Solar Systems, 107/4, 16th Cross, 5th Main, N.N. Farm, Geddalahalli, RMV Hospital Down, Sanjaynagar, Bangalore– 560094	Solar flat plate collector Part 1 Requirements	IS 12933 : Part 1:2003
14.	6924888	20090420	M/s. UNA Jewellers, Super Market Road, Gandhi Chowk Dharwad-580001	Gold and gold alloys, Jewellery/artifacts- fineness and marking	IS 1417:1999
15.	6926286	20090423	M/s. Dolphin Irrigation, 56/1, Kottigepalya, Sree Gandhad Kavalu, Magadi Main Road, Bangalore-560091	Irrigation Equipment- Polyethlene Pipes for Irrigation Laterals- Specification	IS 12786 : 1999

[No. CMD/13:11]

P. K. GAMBHIR, Dy. Director General (Marks)

### नई दिल्ली, 10 जुलाई, 2009

का.आ. 1934.—भारतीय मानक च्यूरो के भारतीय मानक ब्यूरो (प्रमाणन) विनियमन, 1988 के उपविनियमन (5) के तहत यह अधिसूचित किया जाता है कि निम्नलिखित च्यौरेवार लाइसेन्स प्रदान किए जाते हैं :

### अनुसूची

			3.6		
क्र सं.	लाइसेन्स सं <b>ख्या</b>	लागू तिथि	पार्टी का नाम व पता (कारखाना)	मानक की उपाधि	भामा संख्या भाग <i>।</i> खंड व वर्ष
(1)	(2)	(3)	(4)	(5)	(6)
1.	6911778	20090304	मेसर्स अर्चना इंडस्ट्रीस, पम्प डिविजन, एस एफ सं. 265/1, कालापट्टी रोड, कोयम्बत्तूर-641035	निमञ्जनीय पंप सेट के लिए मोटर	IS 9283: 1995
2	6911980	20090304	मेसर्स बिंदु इंजिनियरिंग इंडस्ट्रीस, दरवाजा सं 119, दुरैस्वामी नायडू ले औट, आवारमपालयम रोड, पीलमेडू, कोयम्बत्तूर-641004	निमज्जनीय पंप सेट	IS 8034: 2002

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(1)	(2)	(3)	(4)	(5)	(6)
3.	6911879	20090304	मेसर्स बिंदु इंजिनिवरिंग इंडस्ट्रीस, दरवाजा सं. 119, दुरैस्वानी नाचडू ले औट, आवारमपालवन रोड, पीलवेडू, कोयम्बपुर-641004	निमन्जनीय पंप सेट के लिए मोटर	IS 9283: 1995
4.	6915281	20090312	मेसर्स प्रीमियर एक्क फार्न्स, एस एक सं. 78/1, 2, दरवाका सं.1/146-की, वयाकाट्ट तोट्टम, अध्यक्तकालका, ईटी वीरमणलका, फेरमनस्सूर, तिकप्पुर-641666	पैकेजबंद पेयजल (पैकेजबंद मिनरल जल के अलावा)	<b>1\$</b> 14543:2004
5.	6916586	20090317	मेसर्स टेलन्ट स्टीस मेस्ट <b>जनकेट</b> लिमिटेड, एस एफ सं. 476, के.जी. पालयम (पी.ओ.) करिक्नकलकम, पोगलूर, अन्तूर, कोक्क्करूर-638697	कंक्रीट प्रचलन के लिए उच्च शक्ति विरूपित इस्पात सरिए एवं तार	IS 1786: 1985
6.	6917891	20090320	मेसर्स रीवा एक्वा, 284/1, कान्सकर स्ट्रीट, अत्तानी (पी.ओ.), कवानी, इरोड– 638501	वैकोजबंद पेयजल (पैकोजबंद मिनरल जल के अलावा)	IS 14543: 2004
7.	6918691	20090324	मेसर्स मलबार ज्वेलस फॉर्ट <b>प्रावबेट</b> लिमिटेड, 69, <b>क्रॉस कट रोड</b> , गांधीपुरम, कोवम्बक्-641012	स्वर्ण तथा स्वर्ण मिश्र धातुएं आपूपण/शिल्पकारी शुद्धता एवं भाकिंग	IS 1417: 1999
8.	6918994	20090325	मेसर्से ए सी सी लिमिटेड, मदुक्करै सिमेंट क्कर्स, मदुक्करै मुख्य रे कोयम्बकू-641105	पॉर्टलेन्ड स्लेग सिमेंट ोड,	IS 455: 1989
9.	6920476	20090331	मेसर्स के टी सी एण्ड सन्स ज्वेलर्स, 249, एडयार स्ट्रीट, ण्डला माला, कोयम्बलू-641001	स्वर्ण तथा स्वर्ण मिश्र धातुएं आभूषण/शिल्पकारी शुद्धता एवं <b>मार्कि</b> ग	IS 1417: 1999

[सं. सीएमडी/13: 11]

पी. के. गम्भीर, उप महानिदेशक(मार्क्स)

### New Delhi, the 10th July, 2009

S.O. 1934.—In Pursuance of sub-Regulation (5) of the Bureau of Indian Standards (Certification) Regulation, 1988 of the Bureau of Indian Standards, hereby notifies the grant of licence particular of which are given in the following schedule:

### SCHEDULE

SI. No.	Licence No.	Operative date	Name and Address (Factory) of the Party	Title of the Standard	IS No. Part/Sce., Year
1	2	3	4	5	6
I.	6911778	20090304	M/s. Archana Industries, Pump Division, SF No. 265/1, Kalapatti Road, Coimbatore-641035	Motors for Submersible Pumpsets	IS 9283: 1995
2.	6911980	20090304	M/s. Bindu Engineering Industries D. No. 119, Duraiswamy Naidu Layout, Avarampalayam Road, Peelamedu, Coimbatore-641004	Submersible Pumpsets	IS 8034:2002
3.	6911879	20090304	M/s. Bindu Engineering Industries, D. No. 119, Duraiswamy Naidu Layout, Avarampalayam Roed, Peelamedu, Coimbatore-641004	Motors for Submersible Pumpsets	IS 9283 : 1995
4.	6915281	20090312	M/s. Preemier Aqua Farms SF No. 78/1, 2, Door No. 1/146-B, Vayakattu Thottam, Appiyam- palayam, Eetti, Veerampalayam, Permanallur, Tiruppur-641666	Packaged Drinking Water (Other than Packaged natural Mineral water)	IS 14543: 2004

1	2	3	4	5	6
5.	6916586	20090317	M/s. Talent Steel Melt Private Limited SF No. 476, K.G. Palayam (P.O.), Kariampalayam, Pogalur, Annur, Coimbatore-638697	High Strength Deformed Steel Bars And Wires For Concrete Reinforcement	IS 1786: 1985
6.	6917891	20090320	M/s. Reva Aqua 284/1, Kamarajar Street, Athani (P.O.), Bhavani, Erode-638501	Packaged Drinking Water (Other than Packaged Natural Mineral Water)	IS 14543: 2004
7.	6918691	20090324	M/s. Malabar Jewels Fort Private Limited, 69, Cross Cut Road, Gandhipuram, Coimbatore-641012	Gold and gold alloys, Jewellery/artifacts-fineness and marking	IS 1417: 1999
k.	6918994	20090325	M/s. ACC Limited, Madukkarai Cement Works, Madukkarai Main Road, Coimbatore-641105	Portland Slag Cement	IS 455 : 1989
<b>)</b> .	6920476	20090331	M/s. KTC & Sons Jewellers, 249, Edayar Street, 1st Floor, Coimbatore-641001	Gold and gold alloys, Jewellery/artifacts-fineness and marking	IS 1417: 1999

[No. CMD/13:11]

P. K. GAMBHIR, Dy. Director General (Marks)

### नई दिल्ली, 13 जुलाई, 2009

का,आ. 1935,—भारतीय मानक क्यूरो (प्रमाणन) विनियम, 1988 के विनियम (5) के उपविनियम (6) के अनुसरण में भारतीय मानक क्यूरो एतदद्वारा अधिसृचित करता है कि निम्न विवरण वाले लाइसेंसों को उनके आगे दर्शायी गई तारीख से रदद कर दिया गया है :--

### अनुसुची

क्र सं.	लाइसेन्स संख्या	लाइसेंसपारी का नाम व पता	लाइसेंस के अंतर्गत वस्तु/प्रक्रम सम्बद्ध भारतीय मानक का शीर्षक	
1.	9285188	श्री राम एग्रो बागरिया रोड, बरदवाल, धुरी, जिकला पटियाला (पंजाब)	जिंक सल्फेट	17-04-2009

[सं. सीएमडी/13:13]

पी. के. गम्भीर, उप महानिदेशक (मुहर)

### New Delhi, the 13th July, 2009

S.O. 1935.—In pursuance of sub-regulation (6) of the regulation 5 of the Bureau of Indian Standards (Certification) Regulations 1988, of the Bureau of Indian Standards, hereby notifies that the licences particular of which are given below have been cancelled with effect from the date indicated against each:

### SCHEDULE

Sl. No.	Licence No. CM/L-	Name and Address of the Licensee	Article/Process with relevant Indian Standards covered by the licence cancelled/suspension	Date of Cancellation
1	9285188	M/s. Shri Ram Agro, Bagrain Road, Bardwal, Dhuri, Distt. Patiala (Pb.)	Zinc Sulphate	17-04-2009

[No. CMD/13:13]

P.K. GAMBHIR, Dy. Director General (Marks)

### कोक्ला मंत्रालय

### नई दिल्ली, 10 जुलाई, 2009

का.आ. 1936,—केन्द्रीय सरकार को यह प्रतीत होता है, कि इससे उषाबद्ध अनुसूची में उल्लेखित परिक्षेत्र की भूमि में से कोयला अभिप्राप्त किए जाने की संभावना है;

अतः, अब, केन्द्रीय सरकार, कोयला धारक क्षेत्र (अर्जन और विकास) अधिनियम, 1957 (1957 का 20) (जिसे इसमें इसके पश्चात् उक्त अधिनियम कहा गया है) की धारा 4 की उप-धारा (1) द्वारा प्रदत्त त्रक्तियों का प्रयोग करते हुए, उस भूमि में कोयले का पूर्वेक्षण करने के अपने आशय की सूचना देती है;

इस अधिसूचना के अंतर्गत आने वाले रेखांक सं. सी-1 (ई)III/जेजेआए/783-0409, तारीख 21 अप्रैल, 2009 का निरीक्षण, वेस्टर्न कोलफील्ड्स लिमिटेड (राजस्व विभाग), कोल ईस्टेट, सिविल लाईन्स, नागपुर-440001 (महाराष्ट्र) के कार्यालय में या मुख्य महाप्रबंधक (एक्सप्लोरेशन डिविजन), केन्द्रीय खान, योजना और डिजाईन संस्थान, गॉडवाना प्लेस, काँके रोड, राँची के कार्यालय में या कोयला नियंत्रक, 1, कार्डिसल हाऊस स्टीट, कोलकाता के कार्यालय में या जिला क्लेक्टर, खंडपुर (महाराष्ट्र) के कार्यालय में किया जा सकता है:

इस अधिसूचना के अंतर्गत आने वाली भूमि में, हितबद्ध सभी व्यक्ति उक्त अधिनियम की धारा 13 की उप-धारा (7) में निर्दिष्ट सभी नक्शों, चाटों और अन्य दस्तावेजों को इस अधिसूचना के राजपत्र में प्रकाशन की तारीख से 90 दिनों के भीतर मुख्य महाप्रबंधक, वणी क्षेत्र, उर्जाग्राम, पोस्ट तडाली, तहसील चंद्रपुर, जिला चंद्रपुर-442406 (महाराष्ट्र) का बेस्टर्न कोलफील्ड्स लिमिटेड, राजस्व विभाग, कोल ईस्टेट, सिविल लाईन्स, नागपुर-440001 (महाराष्ट्र) को मेजेंगे;

# अनुसूची पेनगंगा चिन्हा परिकोजना बनी क्षेत्र

### जिला चंद्रपुर (महाराष्ट्र)

### [ रेखांक सं. सी.-1 ( ई )III/जेजेआर/783-0409, तारीख 21 अप्रैल, 2009 ]

क्रम संख्या	ग्राम का नाम	पटवारी सर्कल संख्या	तहसील	जिला	क्षेत्रफल हेक्टर में	टिप्पणी
1.	विरूर	3	कोरपना	चंद्रपुर	499.37	भाग
2.	दनोडा (रीठ)	4	कोरपना	चंद्रपुर	199.41	भाग
3.	बोरगांव	4	कोरपना	चंद्रपुर	67.22	भाग

कुल क्षेत्र: 766.00 हेक्टर (लगभग)

या

1892.78 एकड (लगभग)

### सीमा वर्णन :-

क-खः रेखा बिन्दु **'क'** से ग्राम विरूर **में पेनगंगा नदी के किनारे से जाती है किर ग्राम किरूर और ग्राम बोरगांव की सम्मिलित ग्राम सीमा को पार करती है औ<mark>र फिर ग्राम बोरगांव में पेनगंगा नदी के किन्तरे से होकर जाती है और बिन्दु 'ख' पर मिलती है ।</mark>** 

ख-ग : रेखा ग्राम बोरगांव से होकर गुजरती हुई ग्राम दनोडा (रीठ), और ज़ान कोलांच की सन्मिलित ग्राम सीमा पर किन्दु 'ग' पर मिलती है ।

ग-घ : रेखा ग्राम दनोडा (रीठ), **से गुजरती हुई ग्राम दनौडा (रीठ) क्रम कैरलांच और क्रम गाडेगांच के त्रिसंचीय बिन्दु 'ब' पर मिलती है ।** 

घ-ङ: रेखा ग्राम दनोडा (रीठ), ग्राम गाडेगांव एवं ग्राम विकर की सन्मिलित क्रम सीमा से डोकर गुजरती है और ग्राम विकर एवं ग्राम गाडेगांव की सम्मिलित ग्राम सीमा पर विन्दु 'क' पर मिलती है ।

घ-क रेखा ग्राम विरूर से होकर गुजरती है और पेनगंगा नदी के किनारे पर आरंभिक किन्दु 'क' पर मिलती है ।

[फा. सं. 43015/14/2009-पीआरआईडब्ल्यू-1] एम. शहाबुद्दीन, अवर सचिव

### MENISTRY OF COAL

### New Delhi, the 10th July, 2009

S. O. 1936.— Whereas, it appears to the Central Government that Coal is likely to be obtained from the lands in the locality mentioned in the Schedule hereto annexed;

Now, therefore, in exercise of the powers conferred by sub-section (1) of Section 4 of the Coal Bearing Areas (Acquisition and Development) Act, 1957 (20 of 1957), (hereinafter referred to as the said Act), the Central Government hereby gives notice of its intention to prospect for coal therein;

The plan bearing number C-1(E)III/JJR/783-0409, dated the 21st April, 2009 of the area covered by this notification can be inspected in the office of the Western Coalfields Limited (Revenue Department), Coal Estate, Civil Lines, Nagpur-440001 (Maharashtra) or at the office of the Chief General Manager (Exploration Division), Central Mine Planning and Design Institute, Gondwana Place, Kanke Road, Ranchi or at the office of the Coal Controller, 1, Council House Street, Kolkata or at the office of the District Collector, Chandrapur (Maharashtra).

All persons interested in the lands covered by this notification shall deliver all maps, charts, and other documents referred to in sub-section (7) of Section 13 of the said Act to the office of the Chief General Manager, Western Coalfields Limited, Wani Area Urjagram, Post Tadali, Tahsil Chandrapur, District Chandrapur-442406 (Maharashtra) or Officer on Special Duty (Land and Revenue), Western Coalfields Limited Revenue Department, Coal Estate, Civil Lines, Nagpur-440001 (Maharashtra) within ninety days from the date of publication of this notification in the Official Gazette.

#### SCHEDULE

# PENGANGA OPENCAST PROJECT WANI AREA DISTRICT CHANDRAPUR (MAHARASHTRA)

### (Plan bearing number C-1(E)HI/JJR/783-0409 dated the 21st April, 2009)

Sl. No.	Name of village	Patwari circle number	Tahsil	District	Area in hectares	Remarks
1	Virur	3	Korpana	Chandrapur	499.37	Part
2	Danoda (Rith)	4	Korpana	Chandrapur	1 <del>99</del> .41	Part
3	Borgaon	4	Korpana	Chandrapur	67.22	Part

Total area: 766.00 hectares (approximately)

Œ

1892.78 acres (approximately)

### Boundary description :-

- A-B: Line starts from Point 'A' in village Virur and passes along the bank of Penganga River and crosses common village boundary of villages Virur and Borgaon, again passes along the bank of Penganga River in village Borgaon and meets at Point 'B'.
- B-C: Line passes through village Borgaon and meets at Point 'C' on common village boundary of villages Borgaon and Danoda (Rith).
- C-D: Line passes through village Danoda (Rith) and meets at Point 'D' on the trijunction of villages Danoda (Rith), Khairgaon and Gondegaon.
- D-E: Line passes along the village boundary of villages Danoda (Rith), Gadegaon and Virur and meets on village boundary of villages Virur and Gadegaon at Point 'E'.
- E-A: Line passes through village Virur and meets at starting Point 'A' on the bank of Penganga River.

[F. No. 43015/14/2009-PRIW-I]

M. SHAHABUDEEN, Under Secy.

### नई दिल्ली, 10 जुलाई, 2009

का.आ. 1937.—केन्द्रीय सरकार ने कोयला भरक क्षेत्र (अर्बन और विकास) अधिनियम, 1957 (1957 का 20) (जिसे इसमें इसके पश्चात् उक्त अधिनियम कहा गया है) की धारा 4 की उपधारा (1) के अर्बन भरत सरकार में कोवला मंत्रालय के द्वारा जारी की गई अधिसूचना संख्या का.आ. 758, तारीख 18 मार्च, 2009 जो भारत के राज्यका के भाग II, खंड 3, उपखांड (ii), तारीख 28 मार्च, 2009 में प्रकाशित की गई थी, और उस अधिसूचना से उपाबद अनुसूची में विनिर्देख परिक्षेत्र की चूमि में जिसका माप 97.850 हेक्टर (लगभग) या 241.790 एकड़ (लगभग) है, कोयले का पूर्वेक्षण करने के अपने आस्तव की सूचना दी थी;

और केन्द्रीय सरकार का यह समाधान हो गया है कि इस अधिसूचना की संलग्न अनुसूची में विहित उक्त भूमि के भाग में कोयला अभिप्राप्त है :--

अत:, केन्द्रीय सरकार उक्त अधिनियम की भारा 7 की उपभारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए इससे संलग्न अनुसूची में वर्णित 97.850 हेक्टर (लगभग) माप की उक्त भूमि का अर्थन करने के अपने आराय की सूचना देती है;

टिप्पण 1 :- इस अधिसूचना के अधीन आने वाले क्षेत्र के रेखांक सं. एसईसीएस/बीएस पी/बी एम/पीएलबी/लैंड/ 339, तारीखा 31-3-2009 का निरीक्षण कलेक्टर, जिला-सरगुजा (जतीसगढ़) के कार्वालय में या कोचला निरीक्षण कलेक्टर, जिला-सरगुजा (जतीसगढ़) के कार्वालय में या साउथ ईस्टर्न कोलफील्ड्स लिमिटेड, (राजस्य अनुपान) सीका रोड, बिलासपुर-495001 (जतीसगढ़) के कार्वालय में किया जा सकता है।

टिप्पण 2 :- उक्त अधिनियम, 1957 की धारा 8 के उपबंधों की ओर ध्वान आकृष्ट किया जाता है, जिसमें निम्नलिखित उपबंध है :— अर्जन के बाबत आपत्तियाँ :—

8(1) कोई व्यक्ति जो किसी भूमि में जिसकी बाबत धारा 7 की उपधारा (1) के अधीन अधिक्षूचन निकाली नई है, हिराबद्ध है, अधिसूचना के जारी किए जाने से तीस दिन के भीतर सम्पूर्ण भूमि या उसके किसी भाग या ऐसी भूमि में या उस पर के किन्हीं अधिकारों का अर्जन किए जाने के बारे में आपत्ति कर सकेगा।

स्पष्टीकरण :- (1) इस धारा के अधीन यह आपत्ति नहीं मानी **जाएनी कि कोई व्यक्ति किसी भूमि में कोवला उत्पादन के** लिए स्वयं खनन संक्रियाएं करना चाहता है और ऐसी **संक्रियाएं केन्द्रीय सरकार या किसी अन्य व्यक्ति को नहीं करनी चाहिए।** 

- (2) उपधारा (1) के अधीन प्रत्येक आपित सक्षम अधिकारी को लिखित रूप में की जाएगी और सक्षम अधिकारी, आपितकर्ता को स्वयं सुने जाने, विधि व्यवसायी द्वारा सुनवाई का अवसर देगा और ऐसी सभी आपितकों को सुनने के परचात् और ऐसी अतिरिक्त जांच, यदि कोई हो, करने के परचात्, जो वह आवश्यक समझता है, वह या तो धारा 7 की उपधारा (1) के अधीन अधिकृषित भूमि का या ऐसी भूमि में या उस पर के अधिकारों के संबंध में एक रिपोर्ट या ऐसी भूमि के विभिन्न टुकड़े वा ऐसी भूमि में या इस पर के अधिकारों के संबंध में आपितयों पर अपनी सिफारिशों और उसके द्वारा की गई कार्यवाही के अधिकार सहित विभिन्न रिकेट केन्द्रीय सरकार को उसके विनिश्चय के लिए देगा।
- (3) इस धारा के प्रयोजनों के लिए वह व्यक्ति किसी भूमि में हिसबद्ध समझा काएना जो प्रतिकर में हित का दावा करने का हकदार होगा, यदि भूमि या किसी ऐसी भूमि में या उस पर के अधिकार इस अधिनयम के अधीन अधिन कर लिए जाते हैं।

टिप्पण 3 :- केन्द्रीय सरकार ने कोयला नियंत्रक, 1, कार्डीसल हाऊस स्ट्रीट, कोलकाता-700001 को उक्त अधिनियम के अधीन अधिसूचना सं. का.आ. 905, तारीख 20 मार्च, 1987 जो भारत के राजपत्र भाग II, खंड 3, उच्चांड (ii) में 4 अप्रैल, 1987 में प्रकाशित की गई थी, द्वारा सक्षम प्राधिकारी नियुक्त किया है।

# अनुसूची भटगांव क्याक, भटगांव क्षेत्र जिला सरगुवा (**डसीसग**ड़)

रेखांक संख्या एसईसीएल/बी<mark>एसपी/जीएन ( पीएलजी )/जूनि/339, तारीज 31 जार्च, 2009</mark> सभी अधिकार

### (क) राजस्व भूमि :--

क्रम सं.	ग्राम का नाम	पटवारी हल्का नम्बर	ग्राम नम्बर	तहसील	बिला	क्षेत्र हेक्टर में	टिप्पण
1.	दुग्गा	28	14	भैयाथान	सरगुजा	16.67	भाग
2.	बरौधी	28	16	भैयाधान	सरगुजा	18.12	भाग

कुल क्षेत्र: 34.79 इंक्टर (लनधग) या 85.97 एकाइ (लगधग)

### (ख) वन भूमि :--

	ग्राम का नाम	पटवारी हल्का	ग्राम नम्बर	तहसील	जिला	क्षेत्र हेक्टर में	टिप्पण
		नम्बर					
1.	दुग्गा	28	14	भैयाथान	सरगुजा	10.79	भाग
2	बरौधी	28	16	भैयाधान	सरगुजा	52.27	भाग

कल क्षेत्र: 63.06 हेक्टर (लगभग) या 155.82 एकड (लगभग)

कुल योग (क + ख): --97.850 हेक्टर (लगभग) वा 241.79 एकड (लगभग)

### भूमि अनुसूची :--

ग्राम दुग्गा (भाग) में अर्जित किए जाने वाले प्लाट संख्या :--

618, 619, 627, 628(भाग), 639 (भाग) 640, 641(भाग), 642(भाग), 643 से 646, 841(भाग), 842 (भाग), 843(भाग), 844 (भाग), 942(भाग), 943(भाग), 944, 945, 946(भाग), 952 से 954, 963 से 968, 972 से 975, 976(भाग), 977 से 981, 982(भाग), 983(भाग), 984(भाग), 985(भाग), 987(भाग), 988 से 993, 994(भाग), 998(भाग), 999 (भाग)।

ग्राम बरौधी (भाग) में अर्जित किए जाने वाले प्लाट संख्या :--2

10, 11/1, 12 से 18, 19/1, 19/2, 19/3, 20, 50/5(भाग), 61(भाग), 62(भाग), 63, 64(भाग), 65(भाग), 66(भाग), 69(भाग), 71/1, 72(भाग), 73 से 86, 87(भाग), 88(भाग), 89(भाग), 90(भाग), 98(भाग), 386 (भाग)।

### सीमा वर्णन :--

रेखा ग्राम दुग्गा में बिन्दु ''क'' से आरंम होती है और प्लाट संख्या 841, 844, 942, 943, 946 से होकर 980, 952, 954 के क-ख-ग पश्चिमी सीमा, 954, 963, 966, 967, 968 के उत्तरी सीमा, 972, 646, 643 के पश्चिमी सीमा फिर 642, 641, 639, बिन्दु ''ख'', 628 से होकर प्लाट संख्या 628 के पूर्वी सीमा, 627 के पश्चिमी सीमा, 619, 618 के दक्षिणी सीमा, 618 के पश्चिमी सीमा, 618, 619, 627 के उत्तरी सीमा से गुजरती हुई ग्राम दुग्गा-बरौधी के सम्मिलत सीमा में बिन्दु ''ग'' पर मिलती है ।

रेखा ग्राम दग्गा–बरौधी के सम्मिलित सीमा से होती हुई बिन्द 'ब' पर मिलती है । ग-घ

रेखा ग्राम बरौधी के प्लाट संख्या 11/1, 10, 19/1, 19/2, 19/3, 20, 50/5 के उत्तरी सीमा से होती हुई बिन्दु 'ङ' पर मिलती है । घ-ङ रेखा ग्राम बरौधी के प्लाट संख्या 50/5 से होकर 71/1 के पूर्वी सीमा, फिर 72, 69, 66, 65, 64, 62, 61, 87, 88, 98, बिन्दु ''च'', 89, 88, 90, 386 से गुजरती हुई ग्राम दुग्गा में प्रवेश करती है और ग्राम दुग्गा के प्लाट संख्या 975, 976, 982, 983, 984,

985, 987, 999, <mark>998, 994, 844, 843, 842, 841 से होकर बिन्दु 'ङ'</mark> पर मिलती है । छ-क

रेखा ग्राम दुग्गा के प्लाट संख्या 841 के दक्षिणी सीमा से गुजरती हुई आरोंभक बिन्दु 'का' पर मिलती है ।

[फा. सं. 43015/30/2008-पीआरआईडब्ल्यू-[]

एम. शहाबुद्दीन, अवर सचिव

### New Delhi, the 10th July, 2009

S.O. 1937.—Whereas by the notification of the Government of India in the Ministry of Coal number S.O. 758, dated the 18th March, 2009 issued under sub-section (1) of Section 4 of the Coal Bearing Areas (Acquisition and Development) Act, 1957 (20 or 1957) (hereinafter referred to as the said Act) and published in the Gazette of India, Part-II, Section 3, sub-section (ii), dated the 28th March, 2009, the Central Government gave notice of its intention to prospect for coal in 97.850 hectares (approximately) or 241.79 acres (approximately) of the lands in the locality specified in the Schedule annexed to that notification:

And whereas the Central Government is satisfied that coal is obtainable in a part of the said lands prescribed in the Schedule(s) appended to this notification;

Now, therefore, in exercise of the powers conferred by sub-section (1) of Section 7 of the said Act. the Central Government hereby gives notice of its intention to acquire the land measuring 97.850 hectares (approximately) or 241.79 acres (approximately) as all rights in or over the said lands described in the Schedule appended hereto:

Note 1. The plan bearing Number SECL/BSP/GM/PLG/LAND/339 dated the 31st March, 2009 of the area covered by this notification may be inspected in the office of the Collector, Surguja (Chhattisgarh) or in the office of the Coal Controller, 1, Council House Street, Kolkata -700001 or in the office of the South Eastern Coalfields Limited (Revenue Section), Seepat Road, Bilaspur, 495006 (Chhattisgarh).

Note 2. Attention is hereby invited to the provisions of Section 8 of the said Act which provides as follows:—Objection to Acquisition:

"8(1) Any person interested in any land in respect of which a notification under sub-section (1) of Section 7 has been issued, may, within thirty days of the issue of the notification, object to the acquisition of the whole or any part of the land or any rights in or over such land.

### Explanation,-

- (1) It shall not be an objection within the meaning of this section for any person to say that he himself desires to undertake mining operation in the land for the production of coal and that such operation should not be undertaken by the Central Government or by any other person.
- (2) Every objection under sub-section (1) shall be made to the competent authority in writing, and the competent authority shall give the objector an opportunity of being heard either in person or by a legal practitioner and shall, after hearing all such objections and after making such further inquiry, if any, as he thinks necessary, either makes a report in respect of the land which has been notified under sub-section (1) of Section 7 or of rights in or over such land, or make different reports in respect of different parcels of such land or of rights in or over such land, to the Central Government, containing his recommendations on the objections, together with the record of the proceedings held by him, for the decision of that Government.
- (3) For the purposes of this section, a person shall be deemed to be interested in land who would be entitled to claim an interest in compensation if the land or any rights in or over such land were acquired under this Act."
- Note 3. The Coal Controller, 1, Council House Street, Kolkata, 700001, has been appointed by the Central Government as the competent authority under Section 3 of the said Act, vide notification number S.O. 905, dated the 20th March, 1987, published in Part II, Section 3, sub-section (ii) of the Gazette of India, dated the 4th April, 1987.

#### SCHEDULE

### Bhatgaon Block, Bhatgaon Area District Surguja (Chhattingarh)

(Plan bearing number SECL/BSP/GM (PLG): Land/339 dated the 31st March, 2009)

### All Rights.

### (A) Revenue Land

Sl. No.	Name of village	Patwari halka Number	Village Number	Tahsil	District	Area in hectares	Remarks
1	Dugga	28	14	Bhaiyathan	Surguja	16.67	Part
2	Baraudhi	28	16	Bhaiyathan	Surguja	18.12	Part

Total:-34.79 hectares (approximately) or 85.97 acres (approximately)

### (B) Forest Land

SI. No.	Name of village	Patwari halka Number	Village Number	Tahsil	District	Area in hectares	Remarks
1	Dugga	28	14 .	Bhaiyathan	Surguja	10.79	Part
2	Baraudhi	28	16	Bhaiyathan	Surguja	52.27	Part

Total:—63.06 hectares (approximately) or 155.82 acres (approximately)

Grand Total (A+B): 97.85 hectares (approximately)

or 241.79 acres (approximately).

### 1. Plot Numbers to be acquired in Village- Dugga:

618, 619, 627, 628(P), 639(P), 640, 641(P), 642(P), 643 to 646, 841(P), 842(P), 843(P), 844(P), 942(P), 943(P), 945, 946(P), 952 to 954, 963 to 968, 972 to 975, 976(P), 977 to 981, 982(P), 983(P), 984(P), 985(P), 987(P), 988 to 993, 994(P), 998(P), 999(P).

### 2. Plot Numbers to be acquired in village Baraudhi:

10, 11/1, 12 to 18, 19/1, 19/2, 19/3, 20, 50/5(P), 61(P), 62(P), 63, 64(P), 65(P), 66(P), 69(P), 71/1, 72(P), 73 to 86, 87(P), 88(P), 89(P), 90(P), 98(P), 386(P).

### **Boundary Description:**

A-B-C Line starts from point 'A' in village Dugga and passes through plot number 841, 844, 942, 943, 946 then along western boundary of 980, 952, 954, northern boundary of 954, 963, 966, 967, 968, western boundary of 972, 646, 643 through 642, 641, 639, point 'B', 628, eastern boundary of 628, western boundary of 627, southern boundary of 619, 618, western boundary of 618, northern boundary of 618, 619, 627 and meets at point 'C' on the common boundary of villages Dugga-Baraudhi.

C-D Line passes along the common boundary of villages Dugga - Baraudhi and meets at point 'D'.

D-E Line-passes in village Baraudhi along northern boundary of plot number 11/1, 10, 19/1, 19/2, 19/3, 20, 50/5 and meets at point 'E'.

E-F-G Line passes in village Baraudhi through plot number 50/5, along eastern boundary of plot number 71/1, through 72, 69, 66, 65, 64, 62, 61, 87, 88, 98, point 'F', 89, 88, 90, 386 then enter in village Dugga and passes through plot number 975, 976, 982, 983, 984, 985, 987, 999, 998, 994, 844, 843, 842, 841 and meets at point 'G'.

G-A Line passes in village Dugga along southern boundary of plot number 841 and meets at starting point 'A'.

[F. No. 43015/30/2008-PRIW-I]

M. SHAHABUDEEN, Under Secy.

नई दिल्ली, 10 जुलाई, 2009

का.आ. 1938.—केन्द्रीय सरकार को यह प्रतीत होता है, कि इससे उपाबद्ध अनुसूची में उल्लिखित भूमि में कोयला अभिप्राप्त किए जाने की संभावना है;

अतः, अब, केन्द्रीय सरकार, कोयला धारक क्षेत्र (अर्जन और विकास) अधिनियम, 1957 (1957 का 20) (जिसे इसमें इसके पश्चात् उक्त अधिनियम कहा गया है) की धारा 4 की उप-धारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, उस क्षेत्र में कोयले का पूर्वेक्षण करने के अपने आशय की सचना देती है:

इस अधिसूचना के अंतर्गत आने वाले क्षेत्र के रेखांक सं. एसईसीएल/बीएसपी/जीएम (पीएलजी)/भूमि/321 तारीख 16 सितम्बर, 2008 का निरीक्षण कलेक्टर, शहडोल और अनुपपुर (म.प्र.) के कार्यालय में या कोयला नियंत्रक, 1, कार्डोसल हाऊस स्ट्रीट, कोलकाता-700 001 के कार्यालय में या साऊथ ईस्टर्न कोलफील्ड्स लिमिटेड (राजस्व अनुभाग), सीपत रोड, बिलासपुर-495006 (छत्तीसगढ़) के कार्यालय में किया जा सकता है।

इस अधिसूचना के अंतर्गत आने वाली भूमि में, हितबद्ध सभी व्यक्ति उक्त अधिनियम की धारा 13 की उप-धारा (1) में निर्दिष्ट सभी नक्शों, चार्टों और अन्य दस्तावेजों को इस अधिसूचना के राजपत्र में प्रकाशन की तारीख से नब्बे दिन के भीतर, श्रारसाधक अधिकारी या विभागाध्यक्ष (राजस्व ) साऊथ ईस्टर्न कोलफोल्ड्स लिमिटेड, सीपत रोड, बिलासपुर-495006 (छत्तीसगढ़) को भेजेंगे।

अनुसूची बटुरा ब्लाक विस्तार, सोहागपुर क्षेत्र जिला-शहडोल और अनूपपुर (मध्य प्रदेश)

रेखांक संख्या-एसईसीएल/बीएसपी/जीएम (पीएलजी)/भूमि/321 तारीख 16 सितम्बर, 2008

क्रम	ग्राम	पटवारी	बंदोबस्त	तहसील	जिला	क्षेत्रफल	टिप्पणी
સં.		हल्का नम्बर	नम्बर			हेक्टर में	
1.	चाका	105	289	सोहागपुर	शहडोल	70.460	भाग
2.	खमरौध	105	179	सोहागपुर	शहडोल	643.500	भाग
3.	खैरवहा	106	205	सोहागपुर	शहडोल	455.493	भाग
4.	अंतरिया	107	09	सोहागपुर	शहडोल	431.847	संपूर्ण
5.	बेलिया	107	722	सोहागपुर	शहडोल	532.787	संपूर्ण
6.	विजहाटोला	107	717	सोहागपुर	शहडोल	170.000	हर भाग
7.	रामपुर	107	889	सोहागपुर	शहडोल	1307.278	संपूर्ण
8.	वेरिहा	107	759	सोहागपुर	शहडोल	164.207	संपूर्ण
9.	बटुरा	106	639	सोहागपुर	शहडोल	1247.962	भाग
10.	बिछिया	106	716	सोहागपुर	शहडोल	584.956	संपूर्ण
11.	मलया	74	819	जैतपुर	शहडोल	140.000	भाग
12.	हरीडीह	74	1019	<b>जैतपु</b> र	शहडोल	60.000	भाग
13.	गिरवा -	79	239	जैतपुर	शहडोल	150.000	भाग
14.	कोदैली	29	167	अनूपपुर	अनूपपुर	415.529	भाग
15.	खांडा	30	184	अनूपपुर	अनूपपुर	280.000	भाग

कुल क्षेत्र: 6654,019 हेक्टर (लगभग) या 16442.08 एकड़ (लगभग)

सीमाः वर्णनः :-

क-खः रेखाः प्राप्त केरिका-**व्यक्ति के सीनिया वीकान्य विद्यु "क" के कार्यन केरिकी और प्राप्त वर्षिकी और पहु**त्त से लेरिकी

हुई सोमा नहीं की उसकी मिलके पर मिन्दु 'का' पर मिलकी हैं।

ख-गः रेखाः सोमा नहीं के काही विकार से होती कुर विन्दु 'ना' क विकार है।

ग-घ-ड रेखाः ग्रामः **चाताः, तिन्दु 'च', ताम कार्येतः, कीरामा से पुंताति है तिन ताम कार्याक् कारिया के सीनिताः सीका से गुलसीः हुई प्रास** 

गिरवा), मलमा, व्यक्तिक से क्रीति क्री व्यक्तिक में मिन्दु 'क्र' पर विकास है।

छ-चः रेखाः ग्रामः हरि**बंदः, तिनवारोता से वंती हुई कम विनवर्तात नीकि-कंतरि** के समितिक सीक्र पर बिद्ध 'पर मिसती हैं ।

च-वः रेखा ग्राम बेरेका-खोलकी के समितिक सीका से पुरुषी क्षा आधिक किन्दु 'क' पर निराती है।

[40. 4: 400.072012040) - Turken(Eprop. 1:])

पुरः सकामुख्यासम् अध्यस्य स्थितः

### Nicos Chillip Short Hills Beilly (1999)

Si Ot. 1988. Whenen, it approximate Contribution Contribution the locality mentional in the locality mentional in the School between annual;

Now, therefore, in consider of the powers confirmably sub-content (the Souther 4 of the Confidence Acoustic (Acquisition and Development). And, 1967 (Confidence 1967), Considence and Considence 1967), the Considence 1967 (Confidence 1967), Considence 1967 (Confidence 1967), Considence 1967 (Confidence 1967), Confidence 1967 (Conf

The plan bearing median: SEC 1/2007 College 1989, december 1989, december 2008 of the consequent of the property of the Coal; Controller, 1; Council Blace Story, Editor 2008 or in the office of the South Boson Coalfolds (Rivernus Section)). Suggest Boson, Editor 2008 or in the office of the South Boson Coalfolds (Rivernus Section)). Suggest Boson, Editor 2008 of the South Boson Coalfolds (Rivernus Section)).

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Plan bearing number SEC A SECTION AND ADDRESS OF THE PROPERTY OF THE PROPERTY

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2:	Khamraudh	118	17	Selbagar	Simbold		Marit.
3	Khairwalta	100		Salling	Shahala	485.485	Phot
41	Antariya:	1997				400000	
<b>5</b> :	Beliya	1077	7.00	Salaran		5000	
6.	Vijaha Tola	1977	710	Sulleanne	Shirida		- Marit
7.	Rampun	107		Selfman		100	
8	Beriha	107	<b>759</b>	Silver			
9.	Batura	186	<b>(25)</b>	Side		1407/5022	
10:	Bichhiya	100	786	Silver			<b>Hall</b>
111	Malaya	744	<b>300</b>	<b>Hally and State of S</b>			Mark
12:	Harridih.	74		Jidigan			Mark:
13:	Girwa	794	2	Prince			Bet
144	Kodaili-	234	ist	/manus	American :	405.553	Block
15.	Khanda	399	J###		A company	200000	Det:

### Boundary descriptions:

AvB: Line starts from Point 'Al' on the common to the distribution of village Ribards Habits and provide the self-

B.C. Line passes should be a state of the control o

CDE: Line proceeding with grins " village Chair, grins of the control of the cont

villages. Antic Actorige that after though village Cliera Malays. Manidib and to set point 'E' in village. Harristic

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(F. No. 48915724729884940441)
NO. SECONDO DETINATION (Secondo)

### ची मिल्मी, 30 पूर्वी, 2000

**ब्हा, १९७९. के बीम पास्त्रह की यह प्रतीत होता है कि इससे उलाबह अनुसूरी में उक्तिता** वश्कित की शूमि में प्रतेषता अधिकार किए जाने भी संगालता है:

अता:, जन, केंग्रीय अस्तार, कोनवा चारक केव (आर्था और विवास) अधिवितन, 1927 ((१८८७) का 20) (किसे क्रूपों इसके पर बात् इन्या अधिनियम कहा गया है) भी भारा 4 नहीं और चारा ((1) द्वारा प्रश्न निवासी का प्रश्नीत ककी कुर, जन चूकि में कोनके के किए पूर्वतम करने के आरो आराम की सुकता देती है;

क्रम जिन्दूनमा के जंगति आने वाले केन के रेडांक में. प्रवादिका विद्यातिकारियों प्रवादिकारिका (विद्यातिक) मुनिश्चार, वारेख 115 आयूनर, 2008 का निरीक्षण महोकार, पाइकोल (पान्य प्रदेश) के कार्यों का को कार्यों का की महिला मुनिश्चा करेकार के कार्यों का नामका के कार्यों कार्यों का नामका के कार्यों का नामका के कार्यों का नामका के कार्यों कार्यों का नामका के कार्यों कार्यों का नामका के कार्यों कार्यों के कार्यों कार्यों कार्यों का नामका के कार्यों कार

इस अभिनुष्या के अंतर्गत आने व्यापी शृ्मिमों क्षितवाद सभी व्यक्तित आता अभिनित्तम औ। व्यव (13 की अप-व्यमा (77) में निर्दिष्ट सभी नावरों, व्यादी और अन्य दरसावेकों को इस अभिनुष्या के राज्यक में प्राथसन की स्वविद्ध की नावी किए के नीतर, व्यवसायक अधिकारी व्य विवादात्रका (सावस्य अमुसार), सावन्य ईस्टर्ग कोरावीरकुष किसिटेंद्र, बीतराबीट, अस्वास्तुर-१९९७३६ (क्षांतिसका) की कोरी में

कानुसूर्योः कोन्सी-कोन्सी उत्पार व्यक्ता, स्केतानुर केन विभाग-व्यक्तिक (प्याप्त प्रतिका)

नेवांक संख्या-एसईसीएस/बीएसमी/बीएम(पीएसमी)) मुस्रिस्टा८ वरीता ३५ व्यापूर्ण, २००६ (पूर्विताम के विका अधिवर्षणा। जुनि दसीते हुए)

भेवरी •	765	119			<b>*</b>	
	765	viin.	· · · · · · · · · · · · · · · · · · ·			
***		3 <b>D</b> 2	प्रोक्तम्बुर	<b>सम्बद्ध</b> ील	960/155	<b>अन्ति</b> र्ण
<del>एंड</del> िस्बा	*8	199	मधीसम्बद्धाः	शास्त्रकारीया	24,340	गंगुर्ग
महिला	598	494	योकतापुर	श्यक्रिक	# 200 <b>7 100</b>	
<b>मर्ल्ड</b>	<b>602</b>	119	श्रीकामपुर	स्त्राचील व	2023 6.3	वांच्या
समस्ता	507	19	म्बार्यकार्	रसम्बद्धाः	<b>22.0000</b>	PART
भे <del>गीसवा</del>	524	20	मोकामार	असम्बद्धाः	70004	
विकासार आसाद	<b>*810</b>	<b>#6</b>	मोसासूर	<b>AUGURA</b>	52.888	
	2310	25	<b>मोकागुर</b>	शासकीत		
	प्रस्थिता स्टर्ड प्रमास्ता प्रसिद्धाः प्रसन्द्वारः जासम्	प्रस्थित	म्बरिया 598 94 स्टर्ड 62 189 प्रमारता 507 189 प्रमारता 524 20 प्रमाश्वास जासम्ह 810 86	विस्ता 598 अ व्यक्तिमपुर स्टर्ड 62 अ9 व्यक्तिमपुर गमस्ता 507 अ9 व्यक्तिमपुर विस्ता 524 20 व्यक्तिमपुर	प्रिया 598 94 योकामपुर आवकीया स्टर्ड 62 119 योकामपुर आवकीया प्रमारता 567 119 योकामपुर स्वाकीया प्रमारता 524 20 योकामपुर स्वाकीया प्रमारकार आवाद 810 18 योकामपुर आवकीया	प्रिया 598 94 प्रीकासपुर श्रावकीय 1993-199 स्थानापुर श्रावकीय 225-199 प्रीकासपुर श्रावकीय 225-199 प्रीकासपुर श्रावकीय 225-199 प्रीकासपुर श्रावकीय 235-199 प्रीकासपुर श्रावकीय 235-199 प्रीकासपुर श्रावकीय 715-194 प्रीकासपुर श्रावकीय 715-194 प्रीकासपुर श्रावकीय 325-198 प्रीकासपुर 825-198 प्र

### स्रीमा क्योंत :--

- क सा नेता प्राप्त कारता महिलाह के सम्बद्धिता सीना पर कियू 'क' से आरंग होती है और प्राप्त ओसी महिलाह, ओसी-सम्बद अंतरिया सीता, निर्माणक के समिनीता सीमा से गुणकी है किए प्राप्त किसीता नामा, समिनीता सीमा के होती हुई कियू 'सा' यह विकासी है।
- न्छ-गाः वेद्या त्राम निर्मारेया, कोवलसार अवकार, तिर्मालया सो क्षेत्री कुई धाल निर्मालका कारण्यात की किन्सीका कीका गर किन्सु "वा" कर किन्सी है ।
- गा-पा नेता सार करकाता के होती कुई जान करकाता को ती -पुस्तात के समितिया बीता पर किन्दु 'त्र' पर विस्ती है ॥
- य-द. तेता क्रम केरी -युक्ता के बिजिया बीम सेवंगी हुई क्रम करई -केरी -युक्ता के बिज्जा कीस पर किट्ट 'द.' पर जिल्ही है।
- क्रमक नेका प्राप्त मनई के परिवारी सीचा के नाम नाम होती हुई, और प्राप्त मनई नामका के सानिश्चित सीचा भर कियु 'म' से शुक्रकी है जिस क्राप्त मानवा से बोबी वई अस्तिक कियु 'क' पर निवारी है ।।

[m. 4. 49415/23/2008-4]: Mr. Military -1]

### New Delhi, the 10th July, 2009

S. O. 1939.—Whereas it appears to the Central Government that coal is likely to be obtained from the lands in the locality mentioned in the Schedule hereto annexed;

Now, therefore, in exercise of the powers conferred by sub-section (1) of Section 4 of the Coal Bearing Areas (Acquisition and Development) Act, 1957 (20 of 1957), (hereinafter referred to as the said Act), the Central Government hereby gives notice of its intention to prospect for coal therein.

The plan bearing Number SECL/BSP/GM(Plg.)/Land /326 dated the 15th October, 2008 of the area covered by this notification can be inspected at the office of the Collector, Shahdol (Madhya Pradesh) or at the office of the Coal Controller, 1, Council House Street, Kolkata-700001 or at the office of the South Eastern Coalfields Limited (Revenue Section), Seepat Road, Bilaspur-495006 (Chhattisgarh).

All persons interested in the land covered by this notification shall deliver all maps, Charts and other documents referred to in sub-section (7) of Section 13 of the said Act to the Officer-in -Charge or Head of the Department (Revenue Section), South Eastern Coalfields Limited, Seepat Road, Bilaspur-495006 (Chhattisgarh), within ninety days from the date of publication of this notification in the Official Gazette.

# SCHEDULE Bodri-Bodri North Block, Sohagpur Area

District-Shahdol, Madhya Pradesh

Plan bearing number SECL/BSP/GM(Plg)/Land/326 dated the 15th October, 2008

Sl. No.	Name of Village	Bandotast No.	Patwari Halka No.	Tahsil	District	Area in Hectares	Remarks
1.	Bodri	765	19	Sohagpur	Shahdol	960.135	Full
2.	Antariya	8	19	Sohagpur	Shahdol	279.847	Full
3.	Piparia	598	94	Sohagpur	Shahdol	198.980	Part
4.	Karui	62	19	Sohagpur	Shahdol	223.883	Full
5.	Nagmala	507	19	Sohagpur	Shahdol	230.000	Part
6.	Nipania	524	20	Sohagpur	Shahdol	70.014	Part
7.	Bhodalkhar Abad	810	18	Sohagpur	Shahdol	32.918	Part
8.	Karuatal	20	15	Sohagpur	Shahdol	14.000	Part

Total: -2009.777 hectares (Approximately) or 4966.16 acres (Approximately)

### Boundary Description:-

- A-B Line starts from point 'A' on the common boundary of villages Nagmala—Majhiyau and passes along the common boundary of village Bodri—Majhiyau, Bodri—Khannath, Antariya—Khairaha, Piparia—Khairaha then partly common boundary of villages Piparia—Hardi and meets at point 'B'.
- B-C Line passes through village Piparia, Bhodalkhar Abad, Nipania and meets at point 'C' on the common boundary of villages Nipania—Karuatal.
- C-D Line passes through village Karuatal and meets at point 'D' on the common boundary of villages Karuatal—Bodri—Dulhara.
- D-E Line passes along the common boundary of village Bodri—Dulhara and meets at point 'E' on the common boundary of villages Karui—Bodri—Dulhara.
- E-F-A Line passes along the western boundary of village Karui, point 'F' on the common boundary of villages Karui—Nagmala then through village Nagmala and meets at starting point 'A'.

[F. No. 43015/23/2008-PRIW-I]

M. SHAHABUDEEN, Under Secy.

### नई दिल्ली, 10 जुलाई, 2009

का.आ. 1940.—केन्द्रीय सरकार ने कोयला धारक क्षेत्र (अर्जन और विकास) अधिनियम, 1957 (1957 का 20) (जिसे इसमें इसके पश्चात् उक्त अधिनियम कहा गया है) की धारा 4 की उपधारा (1) के अधीन भारत सरकार में कोयला मंत्रालय के द्वारा जारी की गई अधिसूचना संख्या का.आ. 3317 तारीख 12 नवम्बर, 2007 जो भारत के राजपत्र भाग II, खंड 3, उपखंड (ii), तारीख 17 नवम्बर, 2007 में प्रकाशित की गई थी, उस अधिसूचना में उपाबद्ध अनुसूची में विनिर्दिष्ट परिक्षेत्र की भूमि में जिसका माप 25.704 हेक्टर (लगभग) या 63.52 एकड़ (लगभग) है, कोयले का पूर्वेक्षण कराने के अपने आशय की सूचना दी थी;

और केन्द्रीय सरकार का यह समाधान हो गया है कि इस अधिसूचना से उपाबद्ध अनुसूची में विहित उक्त भूमि के भाग में कोयला अभिप्राप्त है ;

अतः, केन्द्रीय सरकार, उक्त अधिनियम की धारा 7 की उपधारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए इससे उपाबद्ध अनुसूची में वर्णित 11.371 हेक्टर (लगभग) या 28.09 एकड़ (लगभग) माप की उक्त भूमि का अर्जन करने के अपने आशय की सूचना देती है ;

टिप्पण 1:—इस अधिसूचना के अधीन आने वाले क्षेत्र के रेखांक सं. एसईसीएल बी. एस. पी./सी.जी.एम./पीएलजी/लैंड/340, तारीख 27 अप्रैल, 2009 का निरीक्षण कलेक्टर, जिला-अनूपपुर (मध्य प्रदेश) के कार्यालय में या कोयला नियंत्रक, 1, काउंसिल हाऊस स्ट्रीट, कोलकाता-700001 के कार्यालय में या साउथ ईस्टर्न कोलफील्डस लिमिटेड (राजस्व अनुभाग), सीपत रोड, बिलासपुर-495001 (छतीसगढ़) के कार्यालय में किया जा सकता है।

टिप्पण 2:—उक्त अधिनियम की धारा 8 के उपबंधों की ओर ध्यान आकृष्ट किया जाता है, जिसमें निम्नलिखित उपबंध हैं :— अर्जन के बाबत आपत्तियाँ:—

"8(1) कोई व्यक्ति जो किसी भूमि में जिसकी बाबत धारा 7 की उपधारा (1) के अधीन अधिसूचना जारी की गई है, हितबद्ध है, अधिसूचना के जारी किए जाने से तीस दिन के भीतर सम्पूर्ण भूमि या उसके किसी भाग या ऐसी भूमि में या उस पर के किन्ही अधिकारों का अर्जन किए जाने के बारे में आपत्ति कर सकेगा।

### स्पष्टीकरण:---

- (1) इस धारा के अधीन यह आपत्ति नहीं मानी जाएगी कि कोई व्यक्ति किसी भूमि में कोयला उत्पादन के लिए स्वयं खनन संक्रियाएं करना चाहता है और ऐसी संक्रियाएं केन्द्रीय सरकार या किसी अन्य व्यक्ति को नहीं करनी चाहिएं।
- (2) उपधारा (1) के अधीन प्रत्येक आपित सक्षम अधिकारी को लिखित रूप में की जाएगी और सक्षम अधिकारी, आपित्तकर्ता को स्वयं सुने जाने, विधि व्यवसायी द्वारा सुनवाई का अवसर देगा और ऐसी सभी आपित्तयों को सुनने के पश्चात् और ऐसी अतिरिक्त जांच, यदि कोई, हो, करने के पश्चात् जो वह आवश्यक समझता है, वह या तो धारा 7 की उपधारा (1) के अधीन अधिसूचित भूमि का या ऐसी भूमि में या उस पर के अधिकारों के संबंध में आपित्तयों पर अपनी सिफारिशें और उसके द्वारा की गई कार्यवाही के अधिलेख सहित विभिन्न रिपोर्ट केन्द्रीय सरकार को उसके विनिश्चय के लिए देगा।
- (3) इस धारा के प्रयोजनों के लिए वह व्यक्ति किसी भूमि में हितबद्ध समझा जाएगा जो प्रतिकर में हित का दावा करने का हकदार होगा, यदि भूमि या किसी ऐसी भूमि में या उस पर के अधिकार इस अधिनयम के अधीन अर्जित कर लिए जाते हैं।"
- टिप्पण 3:—केन्द्रीय सरकार ने, कोयला नियंत्रक, 1, कार्डोसल हाऊस स्ट्रीट, कोलकाता-700001 को उक्त अधिनियम के अधीन अधिसूचना सं. का. आ. 905, तारीख 20 मार्च, 1987 जो भारत के राजपत्र भाग II, खंड 3, उपखंड (ii) में 4 अप्रैल, 1987 में प्रकाशित की गई थी, द्वारा सक्षम प्राधिकारी नियुक्त किया है।

# अनुसूची बकही ब्लाक विस्तार, सोहागपुर क्षेत्र जिला अनुपपुर (मध्य प्रदेश)

रेखांक सं. एसईसीएल/बीएसपी/सीजीएम/पीएलजी/लैंड/340, तारीख 27 अप्रैल, 2009 सभी अधिकार:–

क्रम	ग्राम का नाम	पटवारी हलका	बंदोबस्त	तहसील	<u> जिला</u>	क्षेत्रफल	टिप्पणी
संख्या		नम्बर	नम्बर			हेक्टर में	e e e e e e
1	बकही	47	629	अनूपपुर	अनूपपुर	11.371	भाग
कुल क्षे	त्रः 11.371 हेक्ट	(लगभग) या 28.09	एकड् (लगभग)			· · · · · ·	. ,

ग्राम बकही (भाग) में अर्थित किए जाने चाले फ्लट संख्या : 1083(भाग), 1149(भाग), 1159(भाग), 1160(भाग), 1161(भाग), 1162 से 1178, 1162, 1168, 1168, 1168 (भाग), 1536, 1538, 1539 से 1559, 1562, 1189/1719.

### सीमा वर्णन :-

क-ख: रेखा ग्राम बक्तही में बिन्दु 'का' से आरंभ होती है और 'क्रम बक्तही के प्लाट संख्या 1562, 1552, 1536, 1531, 1539, 1538, 1542, 1176, 1178, 1182, 1183, 1188, 1189 के परिचनी सीम से पुजरती हुई किन्दु 'का' कर मिलती है ।

ख-ग: रेखा ग्रम बकही के प्लाट संख्या 1189, 1149, 1150, 1161, 1160, 1063 से गुजरती श्रुह कोत नहीं के प्रतिकारी कैंकिय में मिन्द्री किया मिन्द्री है।

ग-घ: रेखा सोन तदी के परिवर्ण किनारे से गुजरती क्रू किन्दु 'वा' कर विशर्ण है।

घ-छ-च-क: रेखा ग्राम बकडी के फ्लाट संख्या 1557, 1556 के जीवजी जीवा, किंदु "ड", फ्लाट संख्या 1556 के जीवजी जीवा, किंदु "व" और प्लाट संख्या 1559, 1562 के दक्षिणी सीवा से कुमरती क्र्रा आसीक किंदु "बा" पर निवासी है ।

[W. 4. 43015/19/2007- Thankoning []

इस. काम्युक्तीन, अन्तर नीविक

### New Dalhi, the 10th July, 2009

S.O. 1940.—Whereas by the notification of the Government of Indians the Ministry of God number 8:0. 3317, dated the 12th November, 2007 issued under sub-contine (1) of contine 4 of the Coal Benning Acres (Acquisition and Development) Act, 1957 (20 of 1957) (hereinally under sub-coal Act) and published in the Coasto of Indian, Part II, section 3, sub-section (ii) dated the 17th November, 2007, the Coasto Communication of its intentions of propagate for coal in 25.704 hectares (approximately) or 63.52 acres (approximately) of the lands in the locality qualific birthe Edhethile ammend to that notification;

And whereas the Control Government is estimated that could estimated in agent of the entitlent agreembed in the Schedule(s) appended to this notification;

Now, therefore, in custome of the powers scalamed by sub-castion (ii) of castion 7 of the soid Act, the Control Government hereby gives notice of its intention to acquire the land measuring 21.374 heretons (approximately) or 28:09 acres (approximately) as all sights in or over the said lands described in the lithestate approximately.

- Note 1. The plan bearing No. SziCL/SSP/CCht(FLG)ti. ASID/940-details the 27th April, 2000 of the accessor annihily this notification may be impacted in the office of the Collector, Acceptant (Maille Sanda Boston Controller, 1, Council Mouse Street, Kollector 700001 or in the office of the Sanda Boston Coddidits Limited (Revenue Section), Second Bosto, Bilanguer, 495001 (Cithatlingalls).
- Note 2. Attention is hereby invited to the growinisms of floation & of the mill that which growilles as follows:

### Objection to Acquisition:

"8(1) Any person interested in any land in request of which a multication under sub-castion (8) of Section 7 has been issued, may, within thirty days of the inner of the autification, dijusted the anguisition of the all the all the standards or any nights in or over such hand.

### Explanation:—

(1) It shall not be an objection within the accoming of this cartinular my grant on the last the desired and that and a grant in the last the miles the Control Government or by any other passen.

(2) Every objection and the competent authority in writing, and the competent authority shall give the objection an appartunity of being heard either in person or by a legal practitioner and shall, after hearing all such objections and after making such further imprize, if any, as he thinks necessary, either makes a report in respect of the land which has been notified under Sub-section (1) of Section 7 or of rights in or over such land, or make different reports in respect of different purcels of such land or of rights in or over such land; to the Central Government, containing his resonancealisions on the objections, together with the record of the proceedings held by him, for the decision of that Government.

(3) For the purposes of this Section, a person shall be deemed to be interested in land who would be entitled to claim an interest in compensation if the land or any rights in or over such land were acquired under this Act."

Note:3. The Conficentiality, It, Council House Street; Kolkata, 700001, has been appointed by the Central Government as the competent authority under Section Fof the said Act, vide notification number Sec. 905, dated the 20th March, 1987, published in Part III, Section 3, Sub-section (ii) of the Gazette of India, dated the 4th April, 1967.

### SCHEDULE.

Bhillis Mireli. Entennion; Solingger Aren, Mintrick Anagquer (Madige Pradict)

(Plan licening remains SECE/BSR/CGM/FEG/ILAND: 340 dated the 27th April 2009)

#### AND THE REAL PROPERTY.

SE.	Name of willings	Palmai Italia Number	Blandblinet: Number	Tahail	Bistrict	Acces in hectares	Remarks
lë.	<b>Entitie</b>	<b>44</b> 7	<b>63</b>	Anuppur	Amaggar	HF:37/E	Faut

### I Photomolous to the acquired in village Shifti (Plat):

17年(中)。18年(中)。1850(中)。1850(中)。1862(中)。1862年(17年, 1882, 1882, 1886, 1880(中)。1836, 1839(中)。1836, 1839

#### Branches Branchise

- All Bine starts flow paint." A in willings Baliffi and passes along western boundary of plot numbers 1562, 1552, 1536, 1531, 1538, 1532, 1536, 1531, 1538, 1532, 1536, 1531, 1533, 1532, 1536, 1531, 1533, 1532, 1532, 1532, 1532, 1533, 1533, 1533, 1534, 1
- Einerproces in willings Maliki through placementares 1439; 1179; 1179; 1168; 1199; 1
- C-D Eine passes along western foundary of Son River and meets at point "D".
- ISSA Rine: passess allong southern boundary of plot number 1557, 1558, point "R", western boundary of plot number 1557, 1562 and meets at starting point "A".

[F. No. 43015/10/2007-PRIW-I]

M. SHAPABUBEEN, Under Secy.

# पैद्मेलियन और प्राकृतिक गैस मंत्रालय

### नई दिल्ली, 8 चुलाई, 2009

का. आ. 1941.—केन्द्रीय सरकार को लोक हित में यह आवश्यक प्रतीत होता है कि पंजाब राज्य में रमन मंडी से भटिंडा तक, पेट्रोलियम तेल के परिवहन के लिए हिन्दुस्तान पेट्रोलियम कॉर्पोरेशन लिमिटेड द्वारा 'जी जी एस आर उत्पाद निष्क्रमण परियोजना " के कार्यान्वयन हेतु एक पाइपलाइन विछाई जानी चाहिए;

और केन्द्रीय सरकार को उक्त पाइपलाइन बिछाने के प्रयोजन के लिए यह आवश्यक प्रतीत होता है कि उक्त भूमि में, जो इस अधिसूचना से संलग्न अनुसूचि में वर्णित है और जिसमें पाइपलाइन विछाए जाने का प्रस्ताव है, उपयोग के अधिकार का अर्जन किया जाए;

अत: अव, केन्द्रीय सरकार, पैट्रोलियम और खनिज पाइफ्लाइन्स (भूमि में उपयोग के अधिकार का अर्जन) अधिनियम, 1962 (1962 का 50) की धारा 3 की उपधारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, उक्त भूमि में उपयोग के अधिकार का अर्जन करने के अपने आशय की घोषणा करती है;

कोई भी व्यक्ति, जो उक्त अनुसूची में वर्णित भूमि में हितबद्ध है, उस तारीख से जिसको भारत के राजपत्र में यथा प्रकाशित इस अधिसूचना की प्रतियाँ साधारण जनता को उपलब्ध करा दी जाती हैं, इक्कीस दिन के भीतर उसमें उपयोग के अधिकार का अर्जन करने या भूमि के नीचे पाइपलाइन विछाने के संबंध में श्री गगनदीप सिंह, सक्षम प्राधिकारी, (पंजाव), हिन्दुस्तान पेट्रोलियम कॉर्पोरेशन लिमिटेड, गुरू गोविन्द सिंह रिफाइनरी उत्पाद निष्कमण परियोजना, गांव: फूलो खारी, रिफाइनरी गेट, तहसील: तलवंडी सावो, जिला: भटिंडा, पंजाब को लिखित रूप में आक्षेप भेज सकेगा।

# अनुसूची

तहसील : भटिंडा	जिला	: भटिंडा		राज्य : पंज	गब	
गाँव का नाम	हदबस्त	मुस्ततिल	खसरा/ किला	<del></del>	क्षेत्रफल	
गाय का गाय	संख्या	संख्या	संख्या	हेक्टेयर	एयर	वर्गमीटर
(1)	(2)	(3)	4 (4)	(5)	(6)	(7)
1. गहरी देवीनगर	63		1526 •	00	14	16
			1527/1	00	09	61
			1527 <i>[</i> 2	00	01	77
			1546/1	00	08	09
			1546/2	00	20	99
			1547	00	27	83
			1567	00	15	68
	٠		1568	00	10	62
	•		1569	00	16	95
			1594	00	13	66
•			1595/1	00.	14	16
	e	• •	1595/2	00	14	67
			1596/1	00 .	15	93
			1596/2	00	01	77
			1599	00	14	67
	·		1600/1	00	25	04
		•	1600/2	00	03	28
			1601/2	00	11	- 13
			1709	00	01	.51
•						
2 . कोंट समीर	57	43	8	00	02	53
			13	00	11	13
•			18	00	11	13
			23	00	11	13
	•	50	3	00	11	13
•	*		8	00	11	13
			13/1	00	10	12
			12/2	00	00	25
	•		13/2	00	00	25
			18	00	07	33

	## <b>U</b>		Per 8 - 100; 7(2))			
(1)	(2)	A	(4)	(5)	(9)	(7)
	,		19/1	00	02	53
	•		22	00	07	08
			23	00	04	04
		-	2	<b>(34)</b>	10	62
			3	86	66	50
			9/1	00	05	81
			9/2	00	03	54
			12	00	11	13
			19	00	11	13
			22	66	11	13
		•	2.	00	11	13
			9,	90	10	87
			10	00	00	25
		•	11	00	03	03
			12	00.	06	09
			19	00	03	54
			20	00	07	59
	•		21	00	. 11	13
,			22	00	00	25
		122	1	00	11	13
			10	00	11	13
			11	00	11	13
			20	00	11	13
			21/2	00	80	25
·			21/1	00	10	12
		126	5	60	01	26
,		•	6	00	06	07
•			15	00	10	62
			16	00	10	87
			25	00	11	36 -
		126	1/1	90	10	12
			10/2	00	<b>0</b> 5	06
**************************************			11/1	00	00	50

ζ,

### SCHEDULE

Toball : BHATNDA	4	District :E	HATHDA	Sta	te : PUI	<b>UAB</b>
	Hadbast	Mantatil	Khaera /		Area	
Name of Village	No.	i No.	Killa No.	Hectare	Are	Square Metre
(1)	(2)	(3)	(4)	(5)	(6)	(7)
1. GAHRI DEVINAGAR	63		1526	00	14	16
		•	1527 <i>1</i> 1	00	.09	61
a.			1527/2	, 00	01	· 77
			1546/1	00	08	09
			1546/2	00	20	99
			1547	00	27	83
	•		1567	00	15	68
			1568	00	10	62
			1569	00	16	95 .
			1594	00	13	66
	: · · · · ·		1595/1	00	14	16
=			1595/2	00	14	67
			1596/1	00	15	93
the state of the state of	•		1596/2	00	01	77
V. North			1599	00	14	67
	•		1600/1	00	25	04
			1600/2	00	03	28
		· · · · · · · · · · · · · · · · · · ·	1601/2	00	11	13
			1709	00	01	51
L KOT SAMR	57	43	8	90	02	<b>53</b>
	$\label{eq:constraints} \mathcal{L} = \{ x \in \mathcal{X} \mid x \in \mathcal{X} \mid x \in \mathcal{X} \}$	Test to the	13	00	11	13
			18	00	11	13
			23	00	11	13
						49
		i de la <b>Prop</b> erio de la Constantina del Constantina de la Constantina del Constantina de la Constanti	3 - 3	. 00 	11	13
		na <b>w</b> an jiyat	8	<b>60</b>	11	13
			13/1	00	10	12
	er som of the	_	12/2	00	00	25
en de la companya de La companya de la co			13/2	00	00	25
	مور پائڙڙين در موم		18	00	07	33

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THE GAZETTE OF INDIA: JULY 18, 2009/ASADHA 27, 1931

[Part II—Sec. 3(ii)]

(1)   (2)   (3)   (4)   (5)   (6)   (7)     50				1				
\$3	(1)	(2)	(3)	(4)	(5)	(6)	(7)	
83			50	19/1	00	02	53	
\$3				22	00	07	08	
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\$88			<del>-</del> -		00	11	13	
\$8\$  2 00 11 13  9 00 10 87  10 00 00 25  11 00 08 09  12 00 08 09  19 00 03 54  20 00 07 59  21 00 11 13  22 00 00 25   110 00 11 13  11 00 11 13  11 00 11 13  21/2 00 00 25  21/1 00 11 13  11 00 11 13  21/2 00 00 25  21/1 00 10 12   125  5 00 01 26  6 00 06 07  15 00 10 62  16 00 10 87			•		00	11	13	
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19 00 03 54 20 00 07 59 21 00 11 13 22 00 00 25  122 1 00 11 13 10 00 11 13 11 00 11 13 20 00 11 13 21/2 00 00 25 21/1 00 10 12  125 5 00 01 26 6 00 06 07 15 00 10 62 16 00 10 87	•	÷		11	00	03	03	
20 00 07 59 21 00 11 13 22 00 00 25  122 1 00 11 13 10 00 11 13 11 00 11 13 20 00 11 13 21/2 00 00 25 21/1 00 10 12  125 5 00 01 26 6 00 06 07 15 00 10 62 16 00 10 87				12	00	08	09	
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122	·			21	00	11	13	
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10 00 11 13 11 00 11 13 20 00 11 13 21/2 00 00 25 21/1 00 10 12  125 5 00 01 26 6 00 06 07 15 00 10 62 16 00 10 87			122	1	00	11	13	
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21/1 00 10 12  125 5 00 01 26 6 00 06 07 15 00 10 62 16 00 10 87				21/2	00	00.		
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6 00 06 07 15 00 10 62 16 00 10 87			125	5	00	01	26	
15 00 10 62 16 00 10 87								
16 00 10 87				15				
				25				
<b>126</b> 1/1 00 10 12			126	1/1	00	10	12	
10/2 00 05 06								
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(1) (2)	(3)	(4)	(5)	(6)	(7)
	163	4/2	00	04	04
		5/1	00	04	55
	•	5/2	00	03	28
		6	00	00	<b>25</b> .
		7	00	11	13
		14	00	11	38
		17	00	10	62
		18	00	00	75
		24 ·	00	02	27
	<i>:</i> •	23	00	09	36
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	164	3	. 00	05	06
	247	45	00	oe	92
	247	15 16	00	06 11	83 13
		24	00	11	13 03
		2 <del>4</del> 25	00 00	02 <sup>.</sup> 09	02 10
		25		UĐ	10
	286	4	00	07	08
	•	5	00	. 04	04
		6	00	00	25
		7	00	11	13
	•	14	00	11	13
		17/2	00	11	13
		24/1	00	10	62
	305	4	00	11	13
		7	00	10	62
		8	00	00	50
		13	00	05	56
		1,4	00	03	03
		17/1	00	00	25
		17/2	00	.00	50
		18/1	00	06	32
		18/2	00	03	28
		23	00	09	61
	····	24	00	01	51

(1)	(2)	(3)	(4)	(5)	(6)	(7)
	· · ·	344	3	00	08	60
			4	00	02	53
			7	00	04	04
			8	00	07	08
			13	00	05	<b>56</b>
			14	00	05	56
			17	00	06	57
			18	00	04	55
,			23	00	03	03
			24	00	08	09
		365	3	00	01	51
			4	00	09	61
			7	00	80	09
			8	00	00	50
			14	00	10	62
			17	00	10	87
			24	00	11	13
		404	4	00	10	62
			7/1	00	02	27
			7/2	00	08	85
			1 <b>4/</b> 1	00	10	62
			14/2	00	00	50
			17	00	11	13
	·		24	00	11	13
		418	4	00	11	13
			7/1	00	06	83
			7/2	00	04	30
			14	00	11	13
			17	00	07	84
			537	00	02	53
			540	00	02	53
			545	00	. 01	51
	·		546	00	01	77

(1)	(2)	(3)	(4)	(5)	(6)	(7)
\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	<u> </u>	<u> </u>	584	00	- 01	01
			635	00	00	50
			672	00	00	25
			1344	<b>00</b> .	00	50
,		•	1346	00	00	50
			1407	00	00	50
		•	1427	00	00	75
		•	1430	00	02	53
3. KATARSINGH WALA	62	•	12	00	00	25
	•		13	00	13	40
			14	00	26	05
•			15	00	28	33
			16	00	10	87
•			17	00	10	37
			28	00	01	01
			42	00	- 15	18
			44	00	22	77
			51	00	00	75
		-	107	00	05	06
			118	00	08	34
			119	00	21	25
			130	00	17	96
			135	00	80	60
			140	00	11	63
			141	00	19	22
<b>*</b> .			178	00	15	43
			183	00	26	56
			185	00	28	84
	7		186	00	12	39
			188	00	01	77
<b>9</b>	•		200	00	05	81
			347	00	08	09
			348	00	80	34
			350	00	02	53
			351	00	03	03
•			355	00	35	67

(1)	(2)	(3)	(4)	(5)	(6)	(7)
			357	00	24	54
			<b>36</b> 0	00	04	30
			368	00	00	50
			369	00	28	80
•			391	00	00	75
			<b>40</b> 2	00	04	80
			404	00	27	83
			405	00	24	03
			406	00	02	78
			407	00	24	03
			<b>36/</b> 3	00	00	75

[F. No. R-31015/40/2009-O.R.-II]
A. GOSWAMI, Under Secy

नई दिल्ली, 13 जुलाई, 2009

का. आ. 1942.— केन्द्रीय सरकार को लोक हित में यह आवश्यक प्रतीत होता है कि पंजाव राज्य में रमन मंडी से भटिंडा तक, पेट्रोलियम तेल के परिवहन के लिए हिन्दुस्तान पेट्रोलियम कॉर्पोरेशन लिमिटेड द्वारा 'जी जी एस आर उत्पाद निष्क्रमण परियोजना '' के कार्यान्वयन हेतु एक पाइपलाइन विछाई जानी चाहिए;

और केन्द्रीय सरकार को उक्त पाइपलाइन विछाने के प्रयोजन के लिए यह आवश्यक प्रतीत होता है कि उक्त भूमि में, जो इस अधिसूचना से संलग्न अनुसूचि में वर्णित है और जिसमें पाइपलाइन विछाए जाने का प्रस्ताव है, उपयोग के अधिकार का अर्जन किया जाए;

अतः अव, केन्द्रीय सरकार, पैद्रोलियम और खनिज पाइपलाइन्स (भूमि में उपयोग के अधिकार का अर्जन) अधिनियम, 1962 (1962 का 50) की धारा 3 की उपधारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, उक्त भूमि में उपयोग के अधिकार का अर्जन करने के अपने आशय की घोषणा करती है;

कोई भी व्यक्ति, जो उक्त अनुसूची में वर्णित भूमि में हितवद्ध है, उस तारीख से जिसको भारत के राजपत्र में यथा प्रकाशित इस अधिसूचना की प्रतियाँ साधारण जनता को उपलब्ध करा दी जाती हैं, इक्कीस दिन के भीतर उसमें उपयोग के अधिकार का अर्जन करने या भूमि के नीचे पाइपलाइन विछाने के संवंध में श्री गगनदीप सिंह, सक्षम प्राधिकारी, (पंजाव), हिन्दुस्तान पेट्रोलियम कॉर्पोरेशन लिमिटेड, गुरू गोविन्द सिंह रिफाइनरी उत्पाद निष्कमण परियोजना, गांव: फूलो खारी, रिफाइनरी गेट, तहसील: तलवंडी सावो, जिला: भटिंडा, पंजाव की लिखित रूप में आक्षेप भेज सकेगा।

## अनुसूची

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तहसील : त				: मटिंडा	Γ ····································		जा <b>थ</b>
गाँव का ना	<b>"</b>	हदबस्त	मुस्ततिल -	खसरा/ किला —	3-3	क्षेत्रफल	वर्गमीटर
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			23	00	11	38
		38	3/2	00	11	38
			7/2	00	07	08
•			8	00	06	07
			13	00	00	25
			14	00	05	81
			16	00	00	25
			17	00	12	65
			24/1/1	00	01	51
			24/1/2	00	00	25
			24/2	00	00	50
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		-	25/2	.00	05	31
		47	5/1	00	10	62
			5/2	00	02	27
			6	00	01	26
		48	1/1	00	00	25
			1/2	00	00	75
			10	00	12	39
			11/1	00	02	78
			11/2	00	03	03
			12	00	05	06
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			186	00	00	50
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THE GAZETTE OF INDIA: JULY 18, 2009/ASADHA 27, 1931

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			12	00	06	07
			13	00	05	06
			18	00	02	53
			19	00	08	60
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		106	2	00	11	13
			9	00	11	13
			12	00	11	13
			19/1	00	01	51
			19/2	00	09	61
			22	00	09	61
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THE GARLITE OF BOILS : SLY IL MINISTERNA 27, 1931

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			282	00	31	87
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			283/2	00	02	78
	•		302	00	03	03
		•	351	00	05	06
			351	00	05	06
			373	00	03	28
			388	00	35	16
		;	391/1	00	01	51
			391/2	00	26	31
			392	00	27	83
			404/1	00	19	22
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•			1361	00	28	33
			1362	00	00	50
	•		1363	00	05	31
			1369	00	.02	78
			1370/1	00	25	04
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	223/2	00	.00	50
	226	<b>e</b> 0	10	12
	227	00	17	71
	230/2	60	12	39
	230/3	<b>30</b>	<b>60</b>	25
	230/4	90	104	<b>80</b>
	231/1	60	03	03
	231/2	80	07	06
	234/1/1	80	02	27
•	234/1/2	100	02	27
	234/1/3	<b>33</b>	03	03
	235	50	20	24
	230/1	80	13	15
	230/2	50	03	03
	239	50	05	81
•	24271	90	07	59
	242/2	<b>6</b>	01	26
	243	00	22	51
	240%	60	62	27
	243/2	<b>60</b>	65	
	2493	90	10	12
	24711	80	622	78
	247/271	<b>30</b>	02	02
	247/22	36	60	50
	250%	36	04	<b>84</b>
	2300	86	80	75
	251/1	<b>60</b>	<b>63</b>	54
	2542	65	<b>66</b>	07
	2313	<b>20</b>	<b>18</b>	60
	25-01	69	18	48

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[Part	II—Sec.	3	(ii)
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(1)	(2)	(3)	(4)	(5)	(6)	(7)
			254/2/1	00	14	67
			254/2/2	00	05	56
			255/1	00	01	01
			255/2	00	01	01
			255/3	00	00	50
			256	00	01	51
		_	615	00	02	27

[फा. सं. आर 31015/38/2009 ओ.आर. II]

ए. गोस्वामी, अवर सचिव

## New Delhi, the 13th July, 2009

S. O. 1942.—Whereas, it appears to the Central Government, that it is necessary in the public interest that for the transportation of Petroleum Products from Raman Mandi to Bhatinda in the State of Punjab for implementation of "GGSR Products Evacuation Project pipeline from Raman Mandi to Bhatinda", should be laid by the Hindustan Petroleum Corporation Limited:

And, whereas, it appears to the Central Government that for the purpose of laying the said pipeline, it is necessary to acquire the Right of User in the land under which the said pipeline is proposed to be laid, and which is described in the Schedule annexed to this notification;

Now, therefore, in exercise of the powers conferred by Sub-section (1) of section 3 of the Petroleum and Minerals Pipelines (Acquisition of Right of User in Land) Act, 1962 (50 of 1962), the Central Government hereby declares its intention to acquire the Right of User therein;

Any person interested in the land described in the said schedule may, within twenty one days from the date on which the copies of this notification issued under sub-section (1) of Section 3 of the said Act, as published in the Gazette of India, are made available to the general public, object in writing to the acquisition of the Right of User therein or laying of the pipeline under the land, to Shri Gagan Deep Singh, Competent Authority (Punjab), Hindustan Petroleum Corporation Limited, Guru Gobind Singh Refinery Product Evacuation Project, Village: Phullo Khari, Refinery Gate, Tehsil: Talwandi Saboo, District: Bhatinda, Punjab.

## **SCHEDULE**

Tehsil: TALWANDI SABOO			District :BHATINDA State : PUN				<b>PUNJAB</b>
		Hadbast	Mustatil	Khasra /		Area	
Name of Village		No.	No.	Killa No.	Hectare	Are	Square Metre
(1)		(2)	(3)	(4)	(5)	(6)	(7)
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				15/3	00	09	61
				16/2	00	08	09
				16/3	00	02	78
·				17/1	00	00	25
				17/2	. 00	00	25
			•	24	00	04	55
				25/1	. 00	06	57
			16	4	00	09	61
				5/2	00	02	02
				7	00	11	13
				14	00	<u>1</u> 11	13
			٠.	17	00	11	13
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				25	00	13	40
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THE GAZETTE OF NONA : SELY IL, 2000MARIEM 27, 1991

Part M - Sec. 3(44)

	21,000				[Files 41 - 68C. 3(84)]	
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			12	00	10	62
			13/1	00	00	.25
			1 <b>3/2/1</b>	00	00	50
			18	00	10	62
			19/1	00	01	26
	•		23	00	11	38
er e		38	3/2	60	11	38
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			8	00	<b>06</b>	07
			13	00	00	25
			14	00	05	81
			16	00	00	25
			17	00	12	65
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			24/2	00	<b>9</b> 0	50
			<i>2</i> 5/1	00	04	55
			25/2	00	05	31
		47	5/1	00	10	62
			5/2	00	02	27
			6	00	01	26
4.		46	1/1	00	00	25
			1/2	00	00	<b>75</b>
			10	00	12	39
· ·			11/1	00	02	78
(f) -			11/2	00	03	03
*			12	00	05	<b>0</b> 6
			19/2	<b>00</b>	12	65
			22	00	03	54
			23	90	08	60
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		63	5	<b>60</b>	11	38	
			6	00	04	30	
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			115/2	610	<b>03</b>	03	
			186	00	00	50	
			135	69	02	53	
2.200	121	23	4	90	04	55	
		٠,	7/1	. 60	0.4	30	
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			14	01	11	13	
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	. *	539	3	810	11	38	
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				3	00	10	12	
				8	00	80	09	
				9	00	03	03	
				12	00	00	50	
				13	00	10	62	
		•		18	00	11	13	
				23	00	11	13	
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•			94	2	00	00	<b>25</b>	
				3	00	10	87	
				8	00	80	60	
				9	00	02	53	
				12	00	06	07	
				13	00	05	06	
				18	00	02	53	
				19	00	80	60	
				22	00	11	13	
				23	00	00	25	
			106	2	00	11	13	
				9	00	11	13	
				12	00	11	13	
				19/1	00	01	51	
•				19/2	00	09	61	
				22	00	09	61	
	٠				_			
			136	2	00	07	80	
				9	00	13	66	
				10	00	00	25	
				11	00	03	54	
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			22	00	00	25
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	•		11	00	11	13
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			10	00	05	56
			11	00	00	50
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		185	5	00	00	75
			6	00	05	56
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			6	00	15	43
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			337	0 <u>.</u> 0	01	77
			341	.00	00	50
			343	00	01	51
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3. BAGHA	120	7	6	00	09	61
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THE GAZETTE OF BODIA: ALX 68, 2009/ASADHA 27, 1931

Fast II—Sec. 3(ii)]

7 18/2 00 01 51 51 25 00 11 13 3			. July 1, 1931				<b>[Part II—Sec. 3(ii)]</b>		
7 16/2 00 01 51 25 00 11 13 26 5 00 10 12 6 00 11 13 14 00 00 75 15 00 10 37 16 00 07 08 17 00 04 04 24 00 08 09 25 00 03 03 44 4 00 10 62 5 00 00 25 7 00 11 13 14/1 00 10 12 14/2 00 01 01 17 00 01 11 13 24/1 00 06 57 24/2 00 01 51 7/2 00 11 13 14 00 11 13 14 00 11 13 14 00 11 13 17 00 11 13 18 00 00 25 23/1 00 00 05 81  66 3 00 04 55 24 00 05 81	` <u></u>	(1)	(2)		(4)	(6)	(6)	(7)	
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		121	2/1	00	<b>09</b>	61
			2/2	00	Œ	25
			3/1/1	0.5	01	01
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			4	00	07	33
			5	00	12	39
			6	00	00	25
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	•		15	00	12	39
	•		16/1	00	01	51
			17/1	00	03	79
			17/2	00	07	33
			23	00	00	50
•			24	00	10	62
		69	3	00	07	08
			4	00	04	55
			7/1	00	00	25
			8	00	10	87
•			13	00	11	13
·	:		18	00	11	13
		·	23	00	.11	13

(1)	(2)	(3)	(4)	(5)	(6)	(7)
	(-/	79	3	00	11	38
			8	00	11	38
			12	00	00	50
			13	00	10	87
	•		18	00	07	08
			19/1	00	01	77
			1 <del>9/</del> 2	00	02	53
			22	00	08	60
			23	00	02	02
		96	2	00	11	13
			3	00	00	25
			9	00	11	13
			12	00	11	13
			19	00	11	13
			22/1	00	01	26
			22/2	00	10	62
		107	2	00	11	13
			9	00	11	13
			10	00	00	50
			11	00	04	04
	-		12	00	80	09
			19	00	03	54
			20	00	08	60
			21	00	10	12
			22	00	00	25
		422	4	00	44	40
		123	1	00	11	13
			10 11	00	11	13
			20	00 00	11	13
			21	00	11 11	13 13
			<b>4</b> I	<del>50</del>	11	13
		136	1	00	11	63
			10	00	09	10
			11	00	05	5 <del>6</del>
			20/2	00	02	53
		<del></del>				

(1)	(2)	(3)	(4)	(5)	(6)	(7)
		137	. 5	00	00	25
•			6	00	02	53
		•	15	00	05	56
		•	16	00	08	60
•	•		25/1	. 00	03	03
			25/2	00	04	30
			193	00	02	27
			195	00	01	77
			203	00	- 01	77
•			209	00	. 01	· 77
			210	00	09	36
		•	211	00	01	77
			240	00	01	01
•			243	00	01	01
			273	00	02	53
5. BANGI RULDHU	37	14 .	17	00	07	08
			24	00	11	13
		18	4	00	07	08
		<u>.</u>	7/1	00	09	36
			7/2	00	02	78
		•	13/3	00	00	25
			14/1	00	00	50
			14/2	00	.11	38
			17	00	03	03
		,	18	00	80	60
			22	00	00	25
			23	00	12 .	39
		41	2/2	00	08	85
	•	- <del>-</del>	3	00	03	79
		,	9.	00	12	65
		•	10	00	00	25
			11	:00	08	85
			12	00	02	27

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					[141(11 - 500: 5(11)]		
(1)	(2)	(3)	(4)	(5)	(6)	(7)	
		41	20	00	12	65	
			21	00	04	80	
		42	25	00	80	60	
		44	4	00	00		
e e e e e e e e e e e e e e e e e e e			5	00	12		
·			6	00	04		
			7	00	08		
			16	00	03	79	
			243	00	03	79	
			272	00	00		
			309	00	01		
			303	50	01	20	
6. KOT BAKHTU	44		150	00	06	07	
			151	00	10	12	
			152	00	21	75	
,			159	00	23	02	
			160	00	08	85	
			199	00	06	57	
			201/2	00	06	57	
			202	00	25	55	
			204	00	14	92	
•			212/1	00	02	60 25 65 55 60 79 79 75 26 07 12 75 02 85 57 57 55	
			268/1	00	16		
	,		268/2	00	05		
•			269/1	00	14		
			269/2	00	00		
		•	269/4	00	12		
			270/1	00	20		
			275/2	00	07		
			278/2	00	13		
× .			278/3	00	08		
			278/4	00	00	50	

(1)	(2)	(3)	(4)	(5)	(6)	(7)
			278/5	00	01	51
•	• .		279/2	00	03	54
•			282	00	31	87
		*	283/1	00	25	30
			283/2	00	02	78
			302	00	03	03
			351	00	05	06
	•		351	00	05	06
			373	00	03	28
		-	388	OU -	35	16
			391/1	00	01	51
			391/2	00	26	.31
			392	00	27	83
•	·		404/1	00	19	22
		•	404/2	00	08	60
•	•	•	405	00	27	83
			416	00	19	22
	· .		646	00	01	77
		·	1114	00	01	26
·		•	1306	00	03	28
		. •	1359/2	00	02	02
		•	1360	00	25	30
			1361	. 00	28	33
. •			1362	00	00	50
			1363	00	05	31
	•	1	1369	00	02	78
	•	•	1370/1	00	25	04
•		•	1370/2	00	00	50
	•		1408	00	06	83
			1 <del>44</del> 6/1	00	07	59
	•	÷	1446/2	00	20	74
			1447	00	10	12
•			1448	00	13	66
			1449	00	20	74
			1451	00	01	01

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(1)	(2)	(3)	(4)	(5)	(6)	(7)
			1477	00	00	. 25
			1478	00	01	01
			1479	00	22	77
			1480/1	00	11	89
			1497	00	01	77
			1496/1	00	23	78
			1499	00	12	14
			1505/3	00	00	50
			1506/1	00	06	57
			1506/3	00	16	69
			1507/1	00	09	36
			1507 <i>[</i> 2	00	05	31
			1510	00	05	06
			1511/1	00	01	01
•			1511/2	00	08	60
			1521	00	01	77
			1527	00	17	96
	-		1528	00	02	02
			1557	00	04	30
			1558	00	10	12
			1560/1	00	02	27
			1560/2	00	26	81
			1561/1	00	00	25
7. NASIBPURA	56		33/1	00	16	44
			33/2	00	09	10
			34/2	00	00	50
			38	<b>00</b>	27	<b>83</b> ,
·			41	00	27	83
			<b>4</b> 6	00	27	83
			49	00	26	56
			127	00	01	77
			130	00	02	78
			215	00	35	16
			216/1	00	02	78

(1)	(2)	(3)	(4)	(5)	(6)	(7)
			219	00	07	08
	•		220	00	19	22
,			222/1	00	01	51
	•		222/2	00	18	21
			223/1	00	06	83
<b>'</b>			223/2	00	00	50
			226	00	10	12
			227	00	17	71
			230/2	00	12	39
			230/3	00	00	25
			230/4	00	04	80
•		•	231/1	00	03	03
ري مند در من		•	231/2	00	07	. 08
			234/1/1	00	02	27
			234/1/2	00	02	27
			234/1/3	00	03	03
			235	00	20	24
			238/1	00	13	15
	\$ - x		238/2	00	03	.03
			239	00	05	81
	·		242/1	00	07	59
			242/2	00	01	26
			243	.00	22	51
			246/1	00	02	27
			246/2	00	05	06
			246/3	00	10	12
; -			247/1	00	02	78
		•	247/2/1	00	02	02
		'.	247/2/2	00	00	50
•			250/1	00	04	04
		,	250/2	00	00	75
			251/1	00	03	54
		•	251/2	00	06	07
			251/3	00	08	60
	· · · · · · · · · · · · · · · · · · ·		254/1	. 00	18	46

(1)	(2)	(3)	(4)	(5)	(6)	(7)
			254/2/1	00	14	67
			254/2/2	00	05	56
			255/1	00	01	01
			255/2	00	01	01
			255/3	00	00	50
			256	00	01	51
			615	00	02	27

[F. No. R-31015/38/2009-O.R.-II]
A. GOSWAMI, Under Secy

## गई दिल्ली, 13 जुलाई, 2009

का. आ. 1943.— केन्द्रीय सरकार को लोक हित में यह आवश्यक प्रतीत होता है कि पंजाब राज्य में रमन मंडी में हरियाणा राज्य में वहादुरगढ़ तक, पेट्रोलियम तेल के परिवहन के लिए हिन्दुस्तान पेट्रोलियम कॉपीरेशन लिमिटेड द्वारा 'जी जी एस आर उत्पाद निष्कमण परियोजना " के कार्यान्वयन हेतु एक पाइपलाइन विछाई जानी चाहिए;

और केन्द्रीय सरकार को उक्त पाइपलाइन बिछाने के प्रयोजन के लिए यह आवश्यक प्रतीत होता है कि उक्त भूमि में, जो इस अधिसूचना से संलग्न अनुसूचि में वर्णित है और जिसमें पाइपलाइन विछाए जाने का प्रस्ताव है, उपयोग के अधिकार का अर्जन किया जाए;

अतः अव, केन्द्रीय सरकार, पैदोलियम और खनिज पाइपलाइन्स (भूमि में उपयोग के अधिकार का अर्जन) अधिनियम, 1962 (1962 का 50) की धारा 3 की उपधारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, उक्त भूमि में उपयोग के अधिकार का अर्जन करने के अपने आशय की घोषणा करती है;

कोई भी व्यक्ति, जो उक्त अनुसूची में वर्णित भूषि में हितबद्ध है, उस तारीख से जिसको भारत के राजपत्र में यथा प्रकाशित इस अधिसूचना की प्रतियाँ साधारण जनता को उपलब्ध करा दी जाती हैं, इक्कीस दिन के भीतर उसमें उपयोग के अधिकार का अर्जन करने या भूषि के नीचे पाइपलाइन विछाने के संबंध में श्री गगनदीप सिंह, सक्षम प्राधिकारी, (पंजाब), हिन्दुस्तान पेट्रोलियम कॉपोरेशन लिमिटेड, गुरू गोविन्द सिंह रिफाइनरी उत्पाद निष्कमण परियोजना, गांव: फूलो खारी, रिफाइनरी गेट, तहसील: तलवंडी सावो, जिला: भटिंडा, पंजाब को लिखित रूप में आक्षेप भेज सकेगा।

## अनुसूची

तहसील : तलवंडी साची		जिला	: मर्डिंडा	राज्य : पंजाब			
	हस्बस्त	<b>मुस्त</b> तिल	खसरा/ किला	बेत्रपंस			
गाँव का नाम	संख्या	संख्या	संख्या	हेक्टेघर	एथर	वर्गमीटर	
(1)	(2)	(3)	(4)	(5)	(6)	(7)	
1. रामसरा	122	66	. 4	00	11	38	
:			5	00	12	39	
		67	1	00	12	39	
			2	00	12	39	
			3	00	12	39	
			4	00	05	06	
2 . रामां	121	228	4	00	00	25	
•			<b>4</b> 5	00	09	10	
			6	00	03	79	
			. 7	00	14	67	
			8/1	. 00	03	28	
			8/2	<b>0</b> 0:	00	25	
		•	12	00	04	30	
		•	13	00:	09	61	
			14	00	02	. 02	
			18	00	00	25	
			19	00	11	63	
·			22	00	11	13	
		229	1.	00	12	65	
			2	00	08	60	
			10	00	00	25	
		230	2	00	11	38	
			9.	00	11	63	
			10	00	00	25	
•			11	00	02	02	
		•	12	00	09	10	
			19	00	05	06	

THE GAZETTE OF INDIA: JULY 18, 2009/ASADHA 27, 1931

[Part II—Sec. 3(ii)]

(1)	(2)	(3)	(4)	(5)	(6)	(7)
		230	20	00	06	07
			21	00	12	65
			22	00	00	75
· ·		246	16	00	01	26
			25	00	14	67
The state of the s			24	00	01	01
M.A.			_			
The state of the s	W 4	<b>247</b>	<u> </u>	00	15	18
	*****		7	00	13	<b>66</b> -
			-, 8	00	04	30
			11	00	- 00	25
			12	00	15	18
			13	00	05	31
			19	00	01	51
			20	00	15	18
·			21	00	00	25
		248	1	00	07	80
		249	3	00	01	51
			4	00	15	18
			5	00	00	75
			7	00	00	50
			8	00	15	18
			9	00	01	51
			11	00	80	60 .
			12	00	15	18
			20	00	03	79
		250	8	00	04	04
			9	00	11	13
			10	00	12	65
			12	00	01	01
			13	00	08	34
			14	00	12	90
			15	00	12	90
			16	00	00	25

(1)	(2)	(3)	(4)	(5)	(6) '	(7)
		251	6	00	02	27
		•	13	00	00	25
	<i>t</i>		14	00	04	30
			15	00	14	67
		•	17	00	09	10
			18	00	06	83
			19	00	09	10
		•	20	00	00	25
		• .	21	00	11	′ 38
	• •		. 22	00	02	78
	•	. •				
		255	4 .	00	05	06
	•		5/2	00	12	39
			•			
		256	1	00	12	39
			2	00	12	39
			3	00	12	39
			4	00	12	39
	•		5	00	13	66
	*					
		257	1	00	07	. 08
					•	
		٠.	310	00	01	77
			314	00	02	53
	4		323	00	80	<b>8</b> 5
			1284	00	01	77
		·	1294	00	03	7 <del>9</del>
3. फूलो खारी	124	11	2	00	06	07
			3	00	12	3 <del>9</del> `
			4	00	12	39
			5	00	. 12	65
			6	00	00	50
		12	1	00	07	84
			2	00	02	27
			6	00	12	65

(1)	(3)	(3)	(4)	(5)	(6)	(7)		
		12	7/1	00	00	50		
			7/2	00	12	14		
			8	00	12	65		
			9	00	10	62		
			10	00	04	55		
	•							
		13	7	00	01	01		
			8	00	06	83		
			9	00	09	61		
	•		10/2	00	12	65		
			12	00	00	. 50		
			13	00	05	81		
			14	00	11	38		
			15	00	12	65		
	•	14	11/1	00	00	50		
•			11/2	00	12	14		
			12/1	00	09	36		
			12/2	00	00	25		
			13	00	11	63		
			14	00	12	39		
			15	00	09	10		
			16	00	03	28		
			17	00	00	25		
		15	11	00	01	01		
			18	00	01	26		
			19	<b>0</b> 0	12	39		
			20	00	11	38		
			22	00	01	01		
			23	00	12	14		
•			24	00	11	13		
			25/2	0.0	01	26		
					•	•		
		18	11	00	00	50		
			19	00	10	37		
			20	00	12	65		
			22	00	01	26		

44		<u> </u>				7113
(1)	(2)	(3)	(4)	(5)	(6)	(7)
		19	. 1	00	12	65
			. 2	. 00	00	75
			<b>7</b> .	00	00	50
			8	00	11	63
<b>18</b>		<i>s</i> .	9	00	12	39
			10	00.	01	<b>26</b> .
			13	00	01	51
			14	00	12	90
	•	•	15	00	11	89
			16	00	01	51
		20	2	00	00	75
			4/1	00	. 00	25
		* 25	4/2	00	01	01
			5	00	11	38
			9	00	12	39
$\frac{1}{2} \sum_{i \in \mathcal{N}_{i}}  a_{i} ^{2} = \frac{1}{2} \sum_{i \in \mathcal$			10	00	01	26
		4	19/1	00	12	65
		60 -	8	00	01	51
,			9	00	11	63
•			10	00	12	90
			12	00	01	51
•			- 13	00	11	89
			14	00	12	90
			15	00	-09	10
			16	00	01	01
	•					
		61	3/2	00	01	26
			4/1	00	11	38
	4.		5/2	00	04	30
	•		6	00	01	51
•			7	00	01	51
			8	00	12	14
			9	00	12	39
		•	10	00	02	02
,		•	11	00	11	89
		-	12	00	00	50

(1)	(2)	(3)	(4)	(5)	(6).	(7)
<u> </u>	1 (-1	62	14	00	03	03
			15	00	12	90
			16	00	00	25
			17	00	10	62
			18	<b>00</b> ′	13	66
·			19	00	03	79
			21	00	13	<b>6</b> 6
			22	00	10	12
. •			23	00	00	25
•				•		
		63	25/1	00	01	51
			25/2	00	03	28
	•					
		80	24/2	00	02	02
			25/1	00	08	34
			25/2	00	04	30
•		81	6	00	00	25
			13	00	00	50
			14	00	10	62
			15	00	12	90
			17	00	02	02
			18	00	12	90
			19	00	11	89
•			20	00	01	26
			21	00	11	89
			22	00	01	01
	•					
		82	2	00	00	25
				00	80	60
	,		4	00	13	66
	•		5/1	00	06	32
•			5/2	00	00	25
•			8	00	04	55
			9	00	13	66
•			10	00	09	36
			11	00	03	79

4	9	-
1	1	.,
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[ भाग II — खण्ड 3(ii) ]	नारत का	(जपन : जुलाइ 10, 2	009/ <del>01/410</del> 27, 173			711,
(1)	(2)	(3)	(4)	(5)	(6)	(7)
<u> </u>		198	17	00	11	89
*2		`	18	00	12	39
			19	00	12	39
•			20	00	12	39
	_	<b>•</b> 199	16	00	16	69
			17	00	06	07
			18	00	12	39
		**************************************	19	00	12	39
	~		20	00	12	39
						·
		200	16	00	12	39
•			17	00	12	39
			18	00	12	39
• •			19/1	00	02	27
			19/2	00	10	12
		÷	20	00	10	62
				• .	•	
		201	16	00	12	39
		:	17	00	12	39
			18	00	12	39
			19	00	12	39
		% -	20	00	12	39
	•	202	16	00	12	39
			17	. 00	12	3 <del>9</del>
			18	00	12	39
			19	00	12	39
		•	20	00	11	13
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		203	1	00	03	<b>79</b>
			8	00	04	80
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THE GAZETTE OF INDIA: JULY 18, 2009/ASADHA 27, 1931

[Part II-Sec. 3(ii)]

(4)	<b>(6)</b>	445	T 45.	1 400	
(1) (2)	(3)	(4)	(5)	(6)	(7)
	203	14/2	00	12	39
		15	00	04	30
		16	00	07	80
	204	1	00	11	38
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•		3	00	12	39
		4	00	. 12	39
		5	00	12	39
		6	00	13	40
		14	00	07	33
		15	00	06	57
		17	00	12	14
		18	00	01	01
		23	00	12	65
		24	00	01	01
	205	1	00	42	20
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		3	00	06 42	07 30
		4	00	12	<b>39</b>
		5	00	12	39
		5	00	12	39
	206	1	00	00	25
		2	00	03	79
		3/1	00	00	25
		3/2	00	07	59
		4	00	12	<b>65</b>
		5	00	11	38
		7	00	00	25
		8	00	03	28
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		1.15			21	00	12	90
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[भाग <u>II</u> —खण्ड 3(ii)]	भारत का राजपत्र	: সুলাছ 18, 200	9/341416 2/, 1931	<del></del>		7141
(1)	(2)	(3)	(4)	(5)	(6)	(7)
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			4	00	12	39
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		•	9	00	06	83
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			4	00	12	39
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			1/2	00	01	51
			2	00	12	39
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Part 19-Sec. 3(ii)

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			73	00	02	53
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			21	<b>6.6</b>	64	04
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			71	00	63	50
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			16	<b>(8.6)</b>		75
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			16	99	<b>617</b>	84
			24		<b>@1</b>	51
			25/1	83	63	79
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	•		20	00	12	90
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					8/2		#1	38
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			18	00	12	65
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			19/2	00	01	77
			23	00	02	53
			24	00	13	15
<u>-</u>			25	00	11	63
		10	3	00	06	57
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			. 6	00	14	16
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		15	5	00	00	25
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		16	1	00	13	15
			2	00	12	90
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			12	00	13	40
			13	00	07	84
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			18	00	06	83
			24	00	03	54
	<u></u>		25	00	14	16

(भाग ]]—खण्ड 3(ii)]	भारत का राजपत्र : जुलाई 18, 2009/आबार्ड 27, 1931					4123
(1)	(2)	(3)	. (4)	(5)	(6)	(7)
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			9	00	11	89
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			13	00	09	36
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			16	00	12	14
**************************************			17	00	06	32
			25	00	03	54
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		21	5	00	01	01
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	•		14	00	09	86
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			15/2	00	06	57
			16/1	00	03	03
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Part # - Suc. 3600

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		•				
•		70	3	00	62	78
•			4	<b>00</b>	11	38
			7	00	08	09
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			319	00	01	01
			327	00	01	01
			331	00	01	26
			332	00	01	26
			336	00	00	25
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		57	4	00	04	04
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			6	00	10	12
			15	00	00	25
		58	10/1	00	02	27
		•••	11	00	13	91
			12/2	00	00	25
			19	00	10	62
			20	00	03	54
			23	00	03	28
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4132	THE GAZETTE OF INDIA: JULY 18, 2009/ASADNA 27, 1931									[Part II - Sec. 3(ii)]	
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## New Delhi, the 13th July, 2009

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S. O. 1943.— Whereas, it appears to the Central Government, that it is necessary in the public interest that for the transportation of Petroleum Products from Raman Mandi in the State of Punjab to Bahadurgarh in the State of Haryana for implementation of "GGSR Products Evacuation Project pipeline from Raman Mandi to Bahadurgarh", should be laid by the Hindustan Petroleum Corporation Limited:

And, whereas, it appears to the Central Government that for the purpose of laying the said pipeline, it is necessary to acquire the Right of User in the land under which the said pipeline is proposed to be laid, and which is described in the Schedule annexed to this notification;

Now, therefore, in exercise of the powers conferred by Sub-section (1) of section 3 of the Petroleum and Minerals Pipelines (Acquisition of Right of User in Land) Act, 1962 (50 of 1962), the Central Government hereby declares its intention to acquire the Right of User therein:

Any person interested in the land described in the said schedule may, within twenty one days from the date on which the copies of this notification issued under sub-section (1) of Section 3 of the said Act, as published in the Gazette of India, are made available to the general public, object in writing to the acquisition of the Right of User therein or laying of the pipeline under the land, to Shri Gagan Deep Singh, Competent Authority (Punjab), Hindustan Petroleum Corporation Limited, Guru Gobind Singh Refinery Product Evacuation Project, Village: Phullo Khari, Refinery Gate, Tehsil: Talwandi Saboo, District: Bhatinda, Punjab.

## SCHEDULE

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[Part II Sec. 3(ii)]

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			54		62		112	39
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					8/2	089	12	399
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•				. 5	7102	<b>(10</b> )	12	39
					811		ON	001
					82	<b>(10)</b>	<b>(199</b> )	
					9)	<b>(39)</b>	112	399
·	•				100	<b>(99)</b>	12	39
•		. 1.	966		6	<b>(95</b> )	1128	33
					77	<b>(30)</b>	112	39
					8	<b>(190</b> )	112	39
					9	<b>(35)</b>	112	39
	Ž.			<b>5</b>	100	Œ	1122	389
			97		<b>6</b> 5	Œ	· 1128	39
					77	<b>(36)</b>	112	39
-			•		88/11	<b>(18</b> )	100	87
			A		812	<b>(190</b> )	ON	5511
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					997	<b>(186</b> )	07/	844
·.				e e	1100	<b>(18)</b>	1122	339
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THE GAZETTE OF INDIA: AULY 18, 2000/AGADHA 27, 1931

[Part II - Sec. 3(ii)]

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		·-	149	00	03	54		
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			156	00	01	26		
			174	00	02	27		
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			8	00	12	39		
			9	00	12	39		
			10	00	11	38		
		196	6	00	08	34		
		•	7	00	07	33		
			8	00	02	78		
	•		9	00	00	25		
			11 ·	00	12	39		
			12	00	12	14		
		4	13/1	00	05	06		
			13/2	00	04	04		
			1 <b>4</b> ·	00	05	06		
			15	00	01	26		
		197	11	00	10	12		
			12	00	12	39		
			13/1	00	02	27		
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			14	00	12	39		
			15	00	12	39		
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		198	14	00	00	50		
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THE CASE OF SOM: HOFE, MINISTER, 2, 100; PART O

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THE GAZETTE OF INDIA: RRY 18, 2009/ASADHA 27, 1931

[Part II—Sec. 3(ii)]

					[Fait II—Sec. 5(II)]			
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		219	2	00	07	80		
			3	00	07	08		
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			10	00	01	01		
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			20	00	04	30		
		239	1	00	12	90		
			2	00	12	65		
-			3	00	06	83		
			4	00	00	25		
		240	4	00	11	38		
			5	00	12	39		
			204	00	02	27		
•			329	00	02	27		
			332	00	00	50		
			332	00	01	01		
			337	00	01	77		
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[भाग ∏—ख	[ भाग [1—भाग 3(11) ] भारत का राजकत्र : जुलाई 18; 2009/आवाद 27, 1931							
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THE GAZETTE OF MOIA: MEX 18, 2009/ASADMA 27, 1931

Part II--Suc. 3(ii)]

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			14	00	10	87
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				16/2	00	05	06
				17	00	00	25
				25	00	05	31
			110	21	00	07	33
			123	21	00	01	51
			124	1	00	12	14
				2	00	01	51
				9	00	12	39
				10/1	00	00	25
				12	00	04	30
				13	00	09	86
				14	00	02	02
				16	00	01	01
				17	00	14	42
				18	00	02	53
				24	00	00	75
				25/1	00	02	78
				25/2	00	10	37
			126	5	00	00	25
			127	1	00	13	66
				2	00	03	54
				8	00	04	30
				9	00	12	39
				10	00	00	25
				13/1	00	05	56
				13/2	00	05	56

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[Part II-Sec, 3(ii)]

	استغيرت أحميها والمستناة					
(1)	(2)	(3)	(4)	(5)	(6)	(7)
			211	00	01	01
			219	00	01	77
			224	00	01	01
			389	00	02	78
			591	00	02	27
			616	00	01	77
			617	00	01	26
 			618	00	00	75

| T. No. N-31018/12/2009-0.R.-|| | A. **GOSWAM**|, Under Seco

## र्च विरसी, 13 पुराई, 2009

का. आ. 1944.—केन्द्रीय सरकार को लोक हित में यह आवश्यक प्रतीत होता है कि पंजाव राज्य में रमन मंडी से हरियाणा राज्य में वहादुरगढ़ तक, पेट्रोलियम तेल के परिवहन के लिए हिन्दुस्तान पेट्रोलियम कॉर्पीरशन लिमिटेड द्वारा 'जी जी एस आर उत्पाद निष्कमण परियोजना " के कार्योन्वयन हेतु एक पाइपलाइन विछाई जानी चाहिए;

और केन्द्रीय सरकार को उक्त पाइपलाइन विछाने के प्रयोजन के लिए यह आवश्यक प्रतीत होता है कि उक्त भूमि में, जो इस अधिसूचना से संलग्न अनुसूचि में वर्णित है और जिसमें पाइपलाइन विछाए जाने का प्रताव है, उपयोग के अधिकार का अर्जन किया जाए;

अत: अव, केन्द्रीय सरकार, पैद्रोलियम और खनिज पाइपलाइन्स (भूमि में उपयोग के अधिकार का अर्जन) अधिनियम, 1962 (1962 का 50) की धारा 3 की उपधारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, उक्त भूमि में उपयोग के अधिकार का अर्जन करने के अपने आशय की धोपणा करती है:

कोई भी व्यक्ति, जो उक्त अनुसूची में वर्णित भूमि में हितवद्ध है. उस तारीख से जिसको भारत के राजपत्र में यथा प्रकाशित इस अधिसूचना की प्रतियाँ साधारण जनता को उपलब्ध करा दी जाती हैं. इक्कीस दिन के भीतर उसमें उपयोग के अधिकार का अर्जन करने या भूमि के नीचे पाइपलाइन विकान के संवंध में श्री प्रहलाद सिंह, सक्षम प्राधिकारी, (हरियाणा), हिन्दुस्तान पेट्रोलियम कॉर्पोरशन लिमिटेड, गुरू गांविन्ट सिंह रिफाइनरी उत्पाद निष्कमण परियोजना, एस सी एफ नं. - 29, मैंक्टर -6 मार्केट, वहादुरगढ़ - 124507. हरियाणा को लिखित रूप में आक्षेप भेज सकेगा।

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ं गौ	व का नाम		हदबस्त	मुस्ततिल	खसरा/ किला		क्षेत्रफल	
	विकासम् —	5.	संख्या	संख्या	संख्या	हेक्टेयर	एयर	वर्गमीटर
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	λ	•4						
				19	4	00	00	50
	٠,	<b>1</b> 11		:	, 5	00	12	90
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v 3	•		14 G		3	.00	13	40
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			•	<u>.</u>	7	00	09	36
	1/8 #256 k	,. ·		N.	8	.00	03	54
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			17	00	90	25	
			25	00	05	56	
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•		29	21	00	07	84	
		40	1	00	11	89	
	•		2	00	01	01	
			9/1	00	12	14	
			9/2	00	00	50	
			10	00	01	01	
			12	00	07	59	
			13	00	05	56	
			17	00	00	25	
			18	00	06	57	
			23	00	05	06	
			24	00	10	62	
			सस्ता	00	00	75	
		55	4	00	09	61	
			5	00	03	28	
			6	00	13	15	
			7	00	00	25	
			15	00	05	06	
		56	11	00	08	60	
			19	00	00	75	
			20	00	12	90	
			21	00	01	51	
			22	00	12	39	
	· ·						
		69	2	00	80	85	
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			7	00	00	25	

[ भा II—सन्द 3(ii) ]	प्रसर्व का र	प्रसरं का राजपत्र : जुलाई 18, 2009/आपाई 27, 1931					
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and the second of the second o		69	- 8	00	13	15	
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			25	00	12	90	
		88	5	00	01	26	
		89	1	00	05	81	
		09	9	00	.01	01	
			10	00	12	90	
			11	00	01	01	
			12	00	11	63	
			18	00	05	06	
		•	19	00	08	85	
			23	00	13	40	
			24/2	00	00	25	
		99	11	00	05	31	
•			19	00	06	83	
			20	00	10	87	
			22/1	00	05	31	
			22/2	00	01	51	
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			19	00	14	$\epsilon$	
			20	00	02	2	
			22	00	01	C	
			23	00	13	$\epsilon$	
			24	00	01	7	
		128	10	00	05	3	
			11	00	10	6	
			12	00	07	C	
			18	00	80	8	
			19	00	08	8	
			23	00	06	8	
			24	00	11	1	
		129	3	00	00	2	
			4	00	12	9	
			5	00	03	2	
			6	00	12	6	
			7	00	00	2	
		153	4	00	04	3	
			5	00	13	1	
			6	00	02	2	

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			14	00	10	12
			16	00	10	87
•			17	00	06	32
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		N.	8	00	.11	63
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			17	00	02	78
			25	00	03	28
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		152	21	00	12	90
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		25	00	09	86
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	.4	5	90	05	56
		157	. 00	00	50
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3. गृत्रहा 80	84		00	90	25
		13 14	60 60	96 93	<b>32</b>
		16	00	02 04	<b>53</b>
		17	00	11	04 63
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4. गोठ रागंसन 88	2		00	13	15
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[भाग ।।—खण्ड उ(।)]	का राज्यतः कु		## 27, 1731			
(1)	(2)	(3)	(4)	(5)	(6)	(7)
	<u> </u>	209	9	00	01	01
			10	00	09	61
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			12	00	11	63
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			14	00	04	80
			गम्ता	00	01	51
			15	00	03	28
			16/1	00	01	26
•			16/2	00	11	89
			17	00	03	79
		210	1	00	12	90
			2	00	11	89
			3	00	03	54
			6	00	12	39
•			7	00	12	90
			8	00	09	36
			9	00	00	75
		211	4	00	03	54
			5	00	11	63
			नाला	00	00	50
			375	00	00	75
			377	00	03	28
			386	00	03	79
•			393	00	00	75
			407	00	00	50
			408	00	01	01
			424	00	01	01
			427	00	01	01
			428	00	01	51
			431	00	01	77
			438	00	03	79
			486	00	01	26

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	) b	176	13	00	13	15
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			14	00	08	85
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			24	00	05	06
	· .		25	00	00	25
			नाला	00	02	53
		208	16	00	00	50
	;	· .	17/1	.00	08	85
•			17/2	00	01	26
	:		18	00	11	13
·			19	00	12	39
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			15	00	00	75
			16	00	12	39
			17	00	01	51
		146	5	00	06	83
		161	2/2	00	02	27
1			3	90	14	16
			4.	00	:05	.06
			6	<b>00</b>	12	14
			7	00	09	<b>8</b> 6
			15	60	00	25
		162	10	.00	00	75
			11	00	10	87
		•	12/1	00	03	79
			12/2	00	08	85
			13/2	00	01	26
			17	00	05	31
			18	00	13	91
			19	<b>60</b>	01	01
			24	00	10	12
			25	00	08	85
		175	21	00	13	15
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THE GAZETTE OF INDIA: REY IS, 200WASADEA 27, 1931

| Part II - Coc. 3(ii)

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			9	00	12	90
			10/2	00	01	51
			12	00	06	07
			13	00	80	85
			17	00	05	31
•			18	00	09	86
			24	00	10	62
		80	3	00	00	50
			4	00	07	59
•			नाला	00	03	28
			6	00	02	53
			7	00	07	8.0
			14	00	01	01
			15	00	09	36
			16	00	10	87
			नाला	00	00	50
			25	00	11	13
		91	5	00	11	38
			6	00	07	80
			15/2	00	00	75
			नाला	00	03	03
		92	10/2	00	01	<b>7</b> 7
			11/1	00	09	10 /
			20/1	00	00	25
			20/2	00	11	63
			ग्रन्ता	00	00	25
			21/1	00	80	85
			21/2	00	03	28
			22	00	00	50

[Part II Sec. 3(ii)]

(1)	(2)	· (3)	(4)	(5)	(6)	(7)
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		34	4	00	12	39
•			5	00	00	25
		- × .	6	00	09	36
			7	00	02	53
			15	00	12	65
			16	00	03	28
	• •					
		35	20	00	09	<b>8</b> 6
•			21	00	10	37
			22/1	00	04	04
		49	21	00	02	02
•		50	2/1	00	05	81
en e			2/2	00	08	34
			3	00	01	01
	•		8	00	13	91
			9	00	01	01
•			13	00	04	04
	-	•	14	00	11	13
\$4			16	00	07	33
			17	00	08	09
			25	00	10	12
					-	<del>-</del>
		59	5	00	00	25

## अनुत्वी

तहसील : नारनींद		जिला : हिसा	₹	राज्य	: हरियाणा	
<u> </u>	हदबस्त	<b>नुस्तरिल</b>	खसरा/ किला		क्षेत्रफल	
गाँव का नाम	संख्या	तंत्रम	संख्या	हेक्टेयर	एयर	वर्गमीटर
(1)	(2)	(3)	(4)	(5)	(6)	(7)
1. लौहारी राघो	82		ग्रन्ता	00	00	25
		2	20	00	00	50
			21	00	14	67
			22/1	00	01	26
		11	1/1	00	00	25
			1/2	00	00	25
			2/1	00	00	50
			2/2	00	14	42
•			3/2	00	00	<b>2</b> 5
			7	00	00	25
			8	00	14	16
			9	00	01	26
			13	00	03	79
			14/1	00	08	34
			14/2	00	00	25
			17	00	12	39
			24	00	07	33
			25	00	05	06
		15	5	00	12	65
			6	00	10	37
			15	00	. 00	75
		16	10/2	00	02	02
			11	00	12	14
			19	00	00	50
			20	00	11	89
			21	00	02	27
	<u> </u>		22	00	09	86

Part	II—	-Sec.	3(	ii)	1

	(1)	•	(2)	(3)	(4)	(5)	(6)	(7)
					1492	00	04	30
					2113	00	01 <sup>-</sup>	01
•	·				2115	00	00	75

[F. No. R-31015/39/2009-O.R.-II] A. GOSWAMI, Under Secy

## नई दिल्ली, 13 जुलाई, 2009

का. आ. 1945.—केन्द्रीय सरकार को लोक हित में यह आवश्यक प्रतीत होता है कि पंजाब राज्य में रमन मंडी से हरियाणा राज्य में वहादुरगढ़ तक, पेट्रोलियम तेल के परिवहन के लिए हिन्दुस्तान पेट्रोलियम कॉर्पोरशन लिमिटेड द्वारा 'जी जी एस आर उत्पाद निष्कुमण परियोजना " के कार्यान्वयन हेतु एक पाइपलाइन विछाई जानी चाहिए:

और केन्द्रीय सरकार को उक्त पाइपलाइन विछाने के प्रयोजन के लिए यह आवश्यक प्रतीत होता है कि उक्त भूमि में, जो इस अधिसूचना से संलग्न अनुसूचि में वर्णित है और जिसमें पाइपलाइन विछाए जाने का प्रस्ताव है, उपयोग के अधिकार का अर्जन किया जाए;

अत: अव, केन्द्रीय सरकार, पैद्रोलियम और खनिज पाइपलाइन्स (भूमि में उपयोग के अधिकार का अर्जन) अधिनियम, 1962 (1962 का 50) की धारा 3 की उपधारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, उक्त भूमि में उपयोग के अधिकार का अर्जन करने के अपने आशय की घोषणा करती है;

कोई भी व्यक्ति, जो उक्त अनुमूची में वर्णित भूमि में हितवद्ध है, उस तारीख से जिसको भारत के राजपत्र में यथा प्रकाशित इस अधिसूचना की प्रतियाँ साधारण जनता को उपलब्ध करा दी जाती हैं. इक्कीस दिन के भीतर उसमें उपयोग के अधिकार का अर्जन करने या भूमि के मींचे पाइपलाइन विकान के संवंध में श्री प्रहलाद सिंह, सक्षम प्राधिकारी, (हरियाणा), हिन्दुस्तान पेट्रोलियम कॉर्पोरेशन लिमिटेड, पुरू गोविन्द सिंह रिफाइनरी उत्पाद निष्क्रमण परियोजना, एस सी एफ नं. – 29, मैक्टर –6 मार्केट, वहादुरगढ़ – 124507, हरियाणा को लिखित रूप में आक्षेप भेज सकेगा।

(1) (2)	(3)	(4)	(5)	(6)	(7)
	13	8	00	02	02
•		9	00	10	62
		10	00	12	65
•		12	00	02	53
		13	00	05	81
		14	00	13	66 -
		15	00	80	60
		16	00	04	55
				•	
	14	2	00	07	84
		3/1	00	13	40
·•		4	00	10	12
*		5	00	01	51
		6 7	00	11	13
		7	00	01	01
	26	5	00	00	75
					•
	27	1	00	09	86
		2	00	12	90
		3	00	10	37
		4	00	00	50
		6	00	12	39
		7	00	10	87
		8	00	02	27
		Cart track	00	01	26
		Cart track	00	01	20
	28	9	00	00	25
	20	10	00	12	39
		11	00	04	
					30
		12	00	12	90
	•	13	00	12	39
		14	00	06	07
		15	00	00	25
a		16	00	06.	57
•		17	- 00	06	32

[Part II—Sec. 3(ii)]

/4\	191		/21	74\ T	161	(6)	(7)
(1)	(2)		(3)	(4)	(5)	<b>(6)</b> 01	<b>(7)</b> 77
· · · · · · · · · · · · · · · · · · ·			740	Cart track	00		
				14	00	11	38
				15	00	02	53
				16	00	07	08.
				Canal	00	05	31
				17	00	00	25
				25	00	03	79
	, . ·	1	764	<b>1</b>	00	0.0	75
				2	00	15	18
				3.	00	77	.51
				7	00	06	07
•		•		8	00	14	16
			•	9	00	00	25
			-	877	00	03	79
				3832	00	01	26
O. NAHLA	59	. •	6	14	.00	09	61
•				15	00	06	57
		d		16	00	10	12
			7	20	00	06	57
	•			21	00	10	12
				22	00	06	83
	·		11	<b>.21</b>	00	02	<b>78</b>
		į.	12	2 11	00	00	25
				18	00	. 05	81
	2			19	00	12	90
				20	00	12	90
				- 23/1	00	00	25
				23/2	00	07	59
				24	00	13	40
		-	•	25	00	12	65

(1)	(2)	(3)	(4)	(5)	(6)	(7)
4		786	1/1	00	01	26
			1/2	00	00	75
			2/1	00	11	89
			2/2	00	00	25
			8	00	. 04	04
			9	00	10	12
			12	·- 00	00	25
			13	00	13	91
			14	00	00	25
			17	00	12	14
	•		Cart track	00	01	77
. '			18/1	00	02	53
		;	18/2	00	01	26
•		,	24	00	06	57
•			25	00	02	02
		728	4	00	00	25
			5	00	13	68
•			6	00	06	07
		729	10	00	07	84
			. 11	00	13	15
	•		12	00	01	01
			19	00	11	38
			20	00	01	01
			22	00	08	60
			23	00	04	55
				• •	0.4	6.4
•		73 <del>9</del>	20	00	01	01
			21/1	00	01	26
·			21/2	00	13	40 51
			22	00	01	51
		740	3	00	13	40
·		740	3 7	00 00	09·	10
			8	00	0 <del>9</del> 02	78
					UZ	10

(1)	(2)	(3)	(4)	(5)	(6)	(7)
			18	00	11	89
		•	19/1	00	04	55
			Cart track	00	01	26
			19/2	00	00	25
			~ 24	00	02	02
	,		25	00	12	39
•						
•		580	1/1	00	02	78
			1/2	00	. 06	57
	•		2	00	09	36
		<i>+</i>	3	00	- 00	25
		•	6	00	01	77
			7	00	11	13
			8	00	12	65
• •		*	9	00	03	54
			14	00	00	75
· ·			15	00	11	38
•					i.	
		604	1 .	00	00	25
			2	00	10	12
			3	00	12	65
			. 4	00	06	07
•			. 6	00	10	62
			7	00	07	08
	•		Cart track	00	02	53
	,	689	3	00	05	EG
· ·		003			05	56
			4	00	08	60 35
•		•	6/1	00	00	25
			6/2 7	00	01	26 65
				00	12	65
•			14	00	00	75 45
			15 16	00	13	15
			16	00	08	09
		690	20	00	05	Oe
		030	21.	00	05 ·	06
e e				00	13 00	15 25
	· · · · · · · · · · · · · · · · · · ·		22	. 00	00	25

(1) (2) (3) (4) (5) (6) (7)  ****  ***  ***  ***  ***  ***  **  *	[ 4011 44-3(1)]						
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
14	•		664	9			
16				13	00	08	09
17				14	00	04	<b>5</b> 5
672 1 00 02 02 02 25 00 12 14 672 1 00 04 30 9 00 00 25 10 00 01 3 40 11 00 00 13 40 11 00 03 54 12/1 00 04 55 12/2 00 06 07 18 00 02 78 19 00 11 13 22 00 00 25 23 00 12 90 66 673 5 00 09 61 67 12/34 00 00 02 27 12/34 00 00 07 55 3684 00 01 01 01 3774 00 01 26 3761 00 01 01 3774 00 01 26 3800 00 01 26 3800 00 01 26 3800 00 01 26 3800 00 01 26 3800 00 01 26 3800 00 01 26 3800 00 01 26 3800 00 01 26 3800 00 01 26 3800 00 01 26 3800 00 01 26 3800 00 01 26 3800 00 01 01 3774 00 01 26 3800 00 01 01 3831 00 03 03 03 03 03 03 03 03 03 03 03 03				16	00	00	75
672 1 00 04 30 9 00 00 25 10 00 13 40 111 00 03 54 12/1 00 04 55 12/1 00 06 07 18 00 02 78 19 00 11 13 22 00 00 25 23 00 12 90 673 5 00 09 61  880 00 02 27 1234 00 00 75 3684 00 01 26 3759 00 01 26 3759 00 01 26 3761 00 01 01 3688 00 01 26 3761 00 01 01 3774 00 01 26 3800 00 01 01					00	13	66
672 1 00 04 30 9 00 00 25 10 00 13 40 11 00 03 54 12/1 00 04 55 12/2 00 06 07 18 00 02 78 19 00 11 13 22 00 00 25 23 00 12 90 61 673 5 00 09 61 61 6 3761 00 01 26 3805 00 01 26 3805 00 01 26 3805 00 01 26 3805 00 01 26 3805 00 01 26 3805 00 01 01 26 3805 00 01 01 3831 00 03 03 03 65 65 6 16 00 05 56 6 16 00 05 56 6	•						02
9				25	00	12	14
9			672	1	00	04	30
10				9			
11							
12/1							
12/2		•					
18							
19							_
673 5 00 09 61  6880 00 03 03  8896 00 02 27  1234 00 00 75  3684 00 01 01  3688 00 01 26  3759 00 01 26  3761 00 01 26  3774 00 01 26  3800 00 01 26  3800 00 01  3800 00 01  3800 00 01							
673 5 00 09 61  880 00 03 03 896 00 02 27 1234 00 00 75 3684 00 01 01 3688 00 01 26 3759 00 01 26 3761 00 01 01 3774 00 01 26 3800 00 01 26 3800 00 01 26 3800 00 01 26 3801 00 03 03  9. BAIJALPUR 186 579 11 00 12 65 12 00 05 56 16 00 00 50							
1234   00   01   01   01   01   01   01   0							
880			673	5	00	09	61
896   00   02   27     1234   00   00   75     3684   00   01   01     3688   00   01   26     3759   00   01   26     3761   00   01   01     3774   00   01   26     3800   00   01   26     3805   00   01   01     3831   00   03   03      9. BAIJALPUR   186   579   11   00   12   65     12   00   05   56     16   00   00   50	•	^ .	•.	880	00	03	03
1234   00   00   75   3684   00   01   01   01   3688   00   01   26   3759   00   01   26   3761   00   01   01   26   3774   00   01   26   3800   00   01   26   3805   00   01   01   26   3805   00   01   01   26   3805   00   01   01   3831   00   03   03   03   03   03   03							
3684 00 01 01 3688 00 01 26 3759 00 01 26 3761 00 01 26 3774 00 01 26 3800 00 01 26 3805 00 01 01 26 3805 00 01 01 3831 00 03 03 03 03 03 03 05 56 12 00 05 56 16 00 00 50				.)			
3688   00   01   26   3759   00   01   26   3761   00   01   01   01   3774   00   01   26   3800   00   01   26   3805   00   01   01   01   3831   00   03   03   03   03   03   04   05   05   05   05   05   05   05				•			
3759   00   01   26   3761   00   01   01   01   3774   00   01   26   3800   00   01   26   3805   00   01   01   01   01   3831   00   03   03   03   03   04   05   05   05   05   05   05   05							
3761   00   01   01   3774   00   01   26   3800   00   01   26   3805   00   01   01   01   01   01   01							
3774   00   01   26   3800   00   01   26   3805   00   01   01   01   3831   00   03   03   03   03   04   05   05   05   05   05   05   05	,						
9. BAIJALPUR  186  579  11  00  12  03  00  01  01  01  03  03  03  03  03							
9. BAIJALPUR 186 579 11 00 05 56 12 00 00 50							
9. BAIJALPUR     186     579     11     00     12     65       12     00     05     56       16     00     00     50							
12 00 05 56 16 00 00 50	,						
12 00 05 56 16 00 00 50	C RALIALDIID	185	£70	11	00	10	GE
16 00 00 50	J. DAIDALFUR	100	5/8				
				17	00	10	62

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|Part II—Sec. 3(ii)|

	The state of the s		ALR. 21, 1731		[1,281 TI-260 3(T)]	
(1)	(2)	(3)	(4)	(5)	(6)	(7)
		578	21	00	12	65
		•	22	00	02	27
		581	5	00	09	10
·			•			_
		605	9	00	00	25
•			10	00	10	12
			11	00	02	78
			12	00	13 ·	15
			13	. 00	10	87
			14	00	00	75
·	•		16	00	12	39
			17	00	12	39
•		· ·	18	00	00	75
			25	00	00	50
		606	20/2	00	01	77
			21	00	10	87
	•		22	00	13	15
	*		23/1	00	03	28
		628	11	. 00	07	08
			Canal	00	27	83
·		600				
		629	2	00	00	25
	•		3	00	09	61
			4	00	09	61
			6/1	00	01	26
		•	6/2	00	05	31
	•		7 15/1	00	08	34
			15/1 15/2	00	04	04
•	٠		15/2	00	07	33
		•	16/1	00	00	25
N. Committee of the Com	•	654	2	00	07	0.4
			2	00	07	84
		٠	8/1	00	01	01
		•	8/2	00	02	53
	· · · · · · · · · · · · · · · · · · ·		0/2	00	10	12

भारत का राजका : जुसाई 18, 2009/आपाइ 27, 1931

[44.11-4-2(1)]			, ,			
(1)	(2)	(3)	(4)	(5)	(6)	(7)
		488	18	00	06	83
			19	00	00	25
			25/2	00	80	09
		489	21	00	07	33
		525	21/1	` 00	00	50
•		526	1	00	09	10
			2/1/1	00	05	81
			2/1/2	00	00	25
			8/2	00	04	55
			9/1	00	00	75
,			9/2	00	09	36
			13	00	11	89
			14/1	00	00	25
			14/2	00	02	53
			16/1	00	01	51
			17	00	13	15
	·		24	00	00	25
			25/1	00	13	66
			25/2	00	00	50
•		545	5/1	00	00	50
			5/2	00	00	50
		546	1	00	13	91
			2	00	00	25
			9	00	12	90
			10	00	01	77
			12	00	04	55 -
			13	00	10	12
			17	00	89	34
			18	00	07	80
			24	00	08	60
			25	00	07	33

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- 4	. л	n
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[Part II—Sec. 3(ii)]

				, 1731 (1 ant		300.5(11)	
(1)	(2)	(3)	(4)	(5)	(6)	(7)	
	-	470	11/2	00	01	01	
			19	00	00	50	
		•	20	00	14	67	
			21	00	.01	51	
			22/1	00	05	56	
			22/2	00	07	08	
			23	00	00	25	
;							
•		471	2	00	00	75	
			3	00	14	92	
•			4	00	01	77	
· ·		-	6	00	01	01	
			7	00	14	92	
			8	00	01	26	
			14	00	00	50	
			15	00	14	92	
			16	. 00	01	51	
				•			
		487	2	00	01	77	
			3	00	14	42	
			4.	. 00	00	25	
			6	00	00	25	
			7	00	13	15	
			8	00	02	78	
•			14	00	03	28	
			15	00	11	89	
,							
		488	11	00	12	65	
	ale.	•	12	00	12 -	65	
•			13	00	05	31	
			14	00	00	25	
			16/1	00 .	00	50	
<b>'</b> )			Canal	00	02	53	
•			16/2	00	04	55	
		2	, 17	00.	12	14	

(4)	(2)	/2\	(4)	<b>(5)</b>	(6)	(7)
(1)	(2)	(3) 379	11	<b>(5)</b> 00	<b>(6)</b> 02	27
		3/3	12	00	09	86
			18	00	02	02
			19	00	12	39
			22	00	03	28
			Cart track	00	04	55
			23	00	02	02
			20	00	02	02
		417	20	00	11	63
			21	00	05	06
			22	00	12	90
			23	00	00	25
		418	3	00	06	83
		****	7/1	00	02	78
			7/2	00	04	80
•			8	00	06	57
			14	00	07	84
			15	00	09	61
			16	00	05	81
		430	2	00	03	03
		700	3	00	13	91
			4	00	00	25
			6	00	01	01
			7/1	00	07	08
			7/2	00	08	09
			8	00	01	77
			14	00	01	01
			15	00	15	43
			16	00	00	75 ·
		424	11	00	00	50
		431	11 19	00 00	00 01	50 77
			20	00	14	92
			21	00	01	01
			21	00	15	18
			23	00	01	26
		<u>:</u>			UI	20

4200	4
7	7

(1)	(2)	(3)	(4)	(5)	(6)	(7)
		321	8	00	13	91
		*	9	00	00	25
			13	00	01	01
			14	00	15	43
			15	00	00	<b>25</b> .
			16	00	11	13
•			17	00	03	54
•			25	00	80	60
		331	1 1	00	14	16
			9	00	- 04	80 <sup>′</sup>
			10	00	07	33
			12	00	13	
			18	00	02	66 27
·			19	00	09	86 <b>'</b>
			Cart track	00	00	
		•	22	00	00	75 25
			23	00	12	25 14
			20	. 00	12	14
		367	21	00	00	50
•		368	3	00	10	87
			4	00	01	51
•	•		7	00	13	66
			8	00	00	50
			14	00	12	14
			Cart track	00	01 <sup>1</sup>	01
			16	00	11	38
•			17	00	01	26
	÷	•	25	00	12	90
	i	378	5	00	01	77
		379	. 1	00	10	87
	* : .	•	9	00	00	25
			10	00	13	15

4202 INE 02	ACEITE OF INDIA	. JULI 10, 200	TASAUNAZI, E	731	[Fait II—Sec. 3(II)]	
(1)	(2)	(3)	(4)	(5)	(6)	(7)
•		290	11	00	09	10
	•		19	00	- 08	60
			20	00	07	59
		,	22	00	06	57
			23	00	09	86
		294	. 11/1	00	04	04
	•	•	11/2	00	80	34
			19	00	12	39
			20	00	04	30
			22	00	04	30
			23	00	12	39
		295	3	00	06	07
**		, mare C	4	00	10	87
		•	6	00	11	. 13
		•	7	00	05	56
			15	00	05	06
	· ·			_ 1		
		308	3	00	03	79
			4	00	07	33
			331	00	03	03
			335	00	03	79
	•	-	344	00	01	26
			364	00	01	26
•		•	365	00	01	01
			366	00	01	77
	•		373	00	02	27
•		4	1108	00	01	26
`.		•	1193	00	01	77
			1197	00	01	26
÷			1198	00	01	51
8. BHUNA	62	220	4	00	05	56
O. BRUNA	63	229				
	·		6	00	12	65
			7	00	03	79 55
			15	00	- 04	. 55

(1)	(2)	(3)	(4)	(5)	(6)	(7)
	<u> </u>	261	8	.00	04	30
•			9	00	14	16
			10	00	03	03
			13	00	09	86
			14	00	12	90
			15	00	00	25
			16/1	00	09	10
			16/2	00	03	28
			17/1	00	02	02
			20	00	07	08
			21/1	00	06	07
		262	22	00	12	39
			23	00	00	75
			,			
		273	11	00	03	79
			19	00	06	57
			20	00	10	87
			22	00	09	61
			23	00	07	33
		274	2	00	01	26
			3	00	14	67
			4	00	01	77
,			6	00	03	03
			7	00	13	91
•			8	00	00	25
			14	00	00	25
	•		15	00	13	40
		•••	_		a: -	
		289	3	00	09	36
			4	00	08	09
	,		6	00	80	60
			7	00	80	85
	<b></b>		15	00	08	34

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A' DEL	

THE GAZETTE OF INDIA: JULY 18, 2009/ASABHA27, 1931

	THE CHARLE OF HOLE : ALL II; ZHARLANG ZI, 1931		[Part II Sec. 3(ii)]					
(7)	(9)(1)	(5)	(21)	(3)	(4)	(5)	(6)	(7)
. 01	01	00		225	9	00	13	40
18	16	00	\$ \$	•	10	00	*00	25
	•				13/1	00	04	30
	•				13/2	00	06	83
C1 Free	uu 	Üυ.			14	00	07	- 08
	10	00			16	00	13	15
<i>i</i> .	ų i	00	f		17	00	08	09
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	•				÷0, 4	00	ŲŪ	. 50
	į vi	279 AT.		226	20	00	00	50
<u>.</u> .	i ti Africa	00 30	\$* \$.		21	00	13	40.
E Z	***	0 <b>0</b>			22	00	06	83
						•	uq	Q.J
	* 1			246	11	00	13	91
5.94	(%)	άŭ			12	00	02	78
		°ait 3a€			17	00	00	25
	2 v	(4)			18	00	10	12
					19	00	10	12
					23	00	04	04
		£44			24	00	14	42
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	i Grij	60			25/2	00.	00	25
•				•		, 00,		ZŲ
÷			•	247	2 .	00	07,	33
	/	7.3			3	00	13	15
. *	p t en s	90	. •		4/2	00	01	51
	17 (*)	30		•	6	00	. 08	09
		13			7	00	13	15
	<b>?</b>	*, *	. e		8/1	00	00	50
		• •	·		8/2	00	00	50
1	3 - 1 V	00			15	00	06	32
٠						40	00	JZ
		40		260	4	00.	00	25
					5	00	11	13
	. •		•	12	•	uv,	11	13
Ĉŭ.	90	00		261	. 1	00	10	40
Œ	40,	00		•	2	00	00	12 25

[44:11-4-4-2(11)]	- West			<del>_</del> <del></del> . <del></del> -	<del></del>	7177
(1)	(2)	(3)	(4)	(5)	(6)	(7)
		184	4	00	01	01
	•		5	00	15	18
			6	00	01	51
•		185	1	00	00	75
			9	00	01	77
•			10	00	15	18
			11	00	00	50
			12	00	14	16
			13/1	00	01	26
			13/2	00	01	51
			17	00	05	31
•			18/1	00	11	89
			18/2	00	00	25
			24	00	10	87
			25	00	06	57
		213	21	00	01	01
		214	1	00	08	34
			9	00	10	12
			10	00	07	33
			12	00	05	81
			13	00	12	65
			14	00	00	25
			16	00	00	75
			17	00	14	42
		•	18	00	03	28
			24	00	01	77
			25	00	14	92
		215	5	00	09	61
		224	5	00	01	01
		225	1	00	14	16
			2	00	02	53
			8	00	04	30

4198

THE GAZETTE OF INDIA: JULY 18, 2009/ASADHA 27, 1931

[Part II-Sec. 3(ii)]

/4\	/0)	(6)				
(1)	(2)	(3) 27	(4)	(5)	(6)	(7)
		21	9	00	00	75
	•		10	00	10	87
			11	00	01	77
			12	00	14 .	16
			13	00	05	06
•	•		16	00	00	25
			17	00	10	87
			18	00	09	36
		•	24	00	03	54
			25	00	07	59
7. NADHAURI	88	149	5	.00	01	-01
			6	00	03	03
•		150	10	00	01	01
			11	00	14	92
	•		12	00	01	77 ·
• • • • • • • • • • • • • • • • • • •		•	18	00	03	03
			19	00	14	67
			20	00	00	75 •
	•	-	22	00	00 -	25
	•		23	00	13	40
			24	00	04	55
		180	24	00	12	39
			25	00	00	25
		181	3	00	00	25
			4	00	11	89
			5	00	05	81
			6	00	10	62
			10	00	07	33
	•	4	11	00	09	
	٠	:	12	00		10
·	·	•	18/1	00	09	10 25
					00	25
	•		18/2	00	11	13
			19	00	07	33
			23	00	04	55.

[भाग ]]—खण्ड 3	(ii	)
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भारत का कामाज : खुराई 18, 2009/जामाई 27, 1931

The Hall

(1)		(2)	(3)	(4)	(5)	(6)	(7)
<u> </u>	· · · · · · · · · · · · · · · · · · ·		24.		00	12	90
				20	.00	05	06
				. 23	00	-01	01
		٠,		24	00	11	38
				25	00	12	65
		•					
	· ·		25	21	00	05	06
·				÷			
	•		26	21	00	00	75
	· · · · · · · · · · · · · · · · · · ·		27	25	00	07	84
			28	1	00	06	07
			•	2	00	12	90
			•	3	00	12	65
				8	00	01	77
		•				-	
	• .		46	5	00	00	75
		*:	47	1	00	14.	16
		4		2	00	02	53
- -				8	00	07	<b>0</b> 8
				9	00	12	90
				10	00	00	25
•				13	00	07	84
		•		14	00	09	61
				15	00	00	25
				16/1	00	01	01
		•		16/2	00	12	65
	• :		•	17	00	03	03
			•	25	00	00	25
	•						•
	•		. 48	20	00	02	27
			-	21	00	13	40
•				22	00	06	57

[ " " " " " " " " " " " " " " " " " " "	नार्य का राजा	न : चुराम् 18, 200	7/	 	·	4195	
(1)	(2)	(3)	(4)	(5)	(6)	(7)	
		10	<sup>2</sup> 21	00	13	91	
			22	00	02	27	
•		13	11	00	13	<b>6</b> 6	
			12	00	03	03	
			17	00	00	75	
	•		18	00	11	89	
			19	00	10	62	
			20	00	00	25	
			23	00	01	77	
			24	00	13	66	
			25	00	07	84	
		14	1	00	00	50	
			2	00	11	89	
			3	00	10	12	
			4	00	00	25	
			6	00	07	08	
			7	00	13	66	
			8	00	02	27	
			15	00	05	31	
		22	5	00	05	56	
		23	1	00	13	91	
			2	00	03	54	
			7	00	06	57	
			8	00	08	60	
			9	00 🤼	10	87	
•			10	00	00	25	
			13/2	00	00	25	
			14	00	09	61	
		•	15	00	05	81	
·		24	11	00	09	10	
			.17	00	02	02	
			18	00	12	65	

[Part II—Sec. 3(ii)]

(1)	(2)	(3)	(4)	(5)	(6)	(7)
	•	34	8	00	12	39
•			9	00	10	37
			10	00	00	25
•			13	00	01	51
•			- 14	00	13	91
			15	00	Ø7	84
-			16	00	<b>04</b>	04
					•	
		35	19	00	03	28
	•	•	20	00	13	15
			21	00	00	25
	-		22	00	10	62
		•	23	00	06	07
	<u>.</u>				-	
	•		790	00	05	56
			1115	00	02	27
			3278	00	02	78
		•	3286	00	00	75
			3288	00	00	50
5. BHUTHAN KHURD	180	. 6	23	00	06	07
· · · · · · · · · · · · · · · · · · ·			24	00	00	25
			,		•	
		8	3	00	02	53
	•		4	00	13	91
•			5	00	07	80
			6	00	06	57
		•	_			-
		9	9	00	02	53
			10	00	14	16
•	•		11	00	00	25
			12	00	11	38
			13	00	11	38
			14	00	00	25
		•	16	00	07	08
			17	00	13	40
			18	00	02	53
			25	00	05	81

[ 441 17 - 446 2(B)]	नास का कुन्	न : चुत्त्व् 18, 20	<b>9/4/44</b> 27, 1931			4193 ( <b>7</b> ) 06		
(1)	(2)	(3)	(4)	(5)	(6)	(7)		
		-	73	00	05	06		
			75	00	00	75		
			88	00	02	27		
			103	00	02	53		
			187	00	02	02		
4. BHUTHAN KALAN	87	11	10/2	00	03	79		
			11	00	09	6 <sup>-</sup> 1		
			12	00	02	53		
			17	00	- 00	75		
			18	00	12	65		
1			19	00	09	10		
			23	00	01	77		
			24	00	13	91		
			25	00	08	09		
		12	1	00	12	14		
			2/1	00	01	77		
			2/2	00	00	75		
			6	00	11	63		
			7	00	11	63		
			8	00	12	65		
			9/1	00	07	80		
			9/2	00	00	50		
			10	00	00	25		
			15/1	00	00	25		
			15/2	00	00	75		
		13	4	00	04	81		
			5	00	12	65		
		33	5	00	05	31		
		34	1	00	14	16		
			2	00	04	04		
			7	00	00	75		

	(1)	3	(2)	(3)	(4)	(5)	(6)	17A
a	71 -9	4_	<del>4-4</del>	17	16	00	04	(7) 04
					17	00	05	06
					18	00	06	83
					19	00	80	34
ą¢.			•		20	00	12	65
					21	00	00	75
					22	00	04	04
					23	00	05	56
	•				24/1/1	00	07	33
					25	00	08	34
•					20	00		54
		-		18	19	00	00	25
					20/1	00	01	77
			•		20/2	00	01	01
					21/1	00	02	53
					21/2	00	06	07
					22/1	00	03	28
				•	22/2	- 00	05	56
				•			•	
			•	20	20	00	01	77
	•			,	21	00	10	62
-				• •	22	00	12	39
•			,		23	00	09	36
							•	
				21	2	00	11	63
			*		8/2	00	00	25
	•				9	00	11	63
					12	00	03	54
					13	00	02	53
					16	00	07	33
	•				17.	00	11	63
					18/1	00	06	83
					18/2	00	03	03
					18/3	00	06	83
					19	00	00	75
					24	00	00	50
		•			25	00	05	06
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[101]		1				
(1).	(2)	(3)	(4)	(5)	(6)	(7)
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			2	00	11	38
			<b>, 3</b>	00	12	14
			4	00	06	07
			6	00	13	66
,			7	00	07	33
			176	00	01	51
		·	561	00	01	01
			562	00	02	27
			564	00	01	01
3. ALIPUR BAROTA	103	9	21	00	13	66
V. ALII ON BANOTA	,,,,	•	22	00	06	57
		40	12	00	08	85
		10				
			13	00	06 06	57
			16	00	06	57 40
			17	00	13	40
			18	00	06	57 57
			25	00	06	57
		15	2	00	05	31
			3	00	13	66
•			4	00	10	62
			5	00	00	50
			6	00	11	38
			7/1	00	02	53
		16	9/2	00	03	28
			10	00	12	90
			11	00	00	25
			12	00	07	59
			13	00	12	90
			14	00	80	60
			15	00	00	25
			16	00	12	90
			17	00	04	55

(1)	(2)	(3)	(4)	(5)	(6)	(7)
		154	12	00	14	92
٠.			13	00	01	01
		•	18	. 00	14	42
			19	00	00	75
			23	00	00	25
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			273	00	02	02
			305	00	02	27
			312	00	03	03
			353	00	04	55
			366	00	00	75
			773	00	01	51
2. PHOOL	102	134	6	00	04	30
•			14	00	00	25
			15	00	11	13
	•					
	•	135	11	00	12	90
			12/2	00	06	07
			16	00	00	25
	· .		17	00	10	62
	•		18	00	12	14
			19	00	07	80
			24/1	00	02	27
			25/1	00	06	83
			25/2	00	06	57
•						
	4	136	21	00	11	89
			22/1	00	01	51
	•					
		142	9	00	00	25
			10	00	07	33
	,		11/1	00	01	01
	•		11/2	. 00	07	59

(1)	(2)	(3)	(4)	(5)	(6)	(7)
	· · · · · · · · · · · · · · · · · · ·	122	7	00	06	07
			15	00	03	28
		123	10	00	00	25
			11	00	13	91
			12	0.0	00	25
			18	00	00	75
			19	00	14	67
			20	00	02	27
			22	00	01	01
			23	00	13	66
			24	00	01	77
		128	10	00	05	31
			11	00	10	62
			12	00	07	08
			18	00	80	85
			19	00	80	85
			23	00	06	83
,			24	0.0	11	13
,		129	3	<b>00</b>	00	25
·			4	00	12	90
			5	00	03	28
			6	00	12	65
			7	00	00	25
		153	4	00	04	30
			5	00	13	15
			6	00	02	27
		4=4	4	00	00	05
		154	1	00	00	25
			9	00	00	50
			10	00	14	<del>9</del> 2
			11/2	00	01	51

/4)	(0)	(2)	/49	/E\	ier	(7)
(1)	(2)	(3) 69	8	( <b>5</b> )	(6) 13	( <b>7</b> ) 15
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					09	.78
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			17	00	10	62 25
		•	24	00	00	25:
			25	00	12	90
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		89	1	00	05	81
			9	00	01	01
		÷	10	00	12	90
			11	00	01	01
			12	00	11	63
	+		18	00	05	06
			19	00	08	85
	•		23	00	13	40
		• .	24/2	00	00	25
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		99	11	00	05	31
			19	00	06	83
•		•	20	00	10	87
			22/1	00	05	31
			22/2	QQ	01	51
			23	00	80	34
			•			
·		100	3	00	02	78
			4	00	11	13
	•		6	00 ´	04	04
			7	00	10	12
			14	00	00	25
			15	00	12	14
		122	3	00	06	<b>57</b> ′
			4:	00	.09	86
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[ " 1		3th 10, 2				7107
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			16	00	13	15
			17	00	00	25
•			25	00	05	56
	•					
	•	29	21	00	07	84
		40	1	00	11	89
		-	2	00	01	01
			9/1	00	12	14
			9/2	00	00	50
			10	00	01	01
			12	00	07	59
			13	00	05	56
			17	00	00	25
			18	00	06	57
			23	00	05	06
			24	00	10	62
			Cart track	00	00	75
		55	4	00	09.	61
			5	00	03	28
·			6	00	13	15
			7	00	00	<b>2</b> 5
			15	00	05	06
		56	11	00	08	60
			19	00	00	75
			20	00	12	90
* .			21	00	01	51
			22	00	12	39
	And .	60	2	00	00	٥٤
		69	2	00	08	85 80
_			3 7	00	04	80 25
	·		1	00	_00	25

## **SCHEDULE**

Tehsil: FATEHABAD	Di	District : FATEHABAD			State : HARYANA Area			
Name of Village	Hadbast No.	Mustatii No.	Khasra / Killa No.	Hectare	Are	Square Metre		
(1)	(2)	(3)	(4)	(5)	(6)	(7)		
1. NAGÝUR	107	9	2	00	05	81		
•		• .	8	00	04	30		
			9	00	10	12		
•	4		12	00	00	25		
		•	13	00	13	40		
			14	00	00	25		
	•		17	00	- 08	85		
			18	00	04	04		
		•	24	00	11	89		
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			14	00	11	63		

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	·		1492	00	04	30	
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[ **फा. सं. आर-31015/39/2009-ओ.आर.-]**] ए. गोस्थामी, अवर सचिव

4185

## New Delhi, the 13th July, 2009

S. O. 1944.—Whereas, it appears to the Central Government, that it is necessary in the public interest that for the transportation of Petroleum Products from Raman Mandi in the State of Punjab to Bahadurgarh in the State of Haryana for implementation of "GGSR Products Evacuation Project pipeline from Raman Mandi to Bahadurgarh", should be laid by the Hindustan Petroleum Corporation Limited;

And, whereas, it appears to the Central Government that for the purpose of laying the said pipeline, it is necessary to acquire the Right of User in the land under which the said pipeline is proposed to be laid, and which is described in the Schedule annexed to this notification;

Now, therefore, in exercise of the powers conferred by Sub-section (1) of section 3 of the Petroleum and Minerals Pipelines (Acquisition of Right of User in Land) Act, 1962 (50 of 1962), the Central Government hereby declares its intention to acquire the Right of User therein:

Any person interested in the land described in the said schedule may, within twenty one days from the date on which the copies of this notification issued under sub-section (1) of Section 3 of the said Act, as published in the Gazette of India, are made available to the general public, object in writing to the acquisition of the Right of User therein or laying of the pipeline under the land, to Shri Prahlad Singh, Competent Authority (Haryana), Hindustan Petroleum Corporation Limited, Guru Gobind Singh Refinery Product Evacuation Project, SCF No. – 29, Sector – 6 Market, Bahadurgarh – 124507, Haryana.

[ भाग **II—खण्ड** 3(ii)]

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THE GAZETTE OF INDIA: JULY 18, 2009/ASADHA 27, 1931

[Part II-Sec. 3(ii)]

	TE OF IRDIA : JOET 16,200% ABADALA 27, 1731			[Fait 11-7-300. 5(11)]		
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		•	- 5	00	01	51
	4.		6	00	11	13
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		26	5	00	00	75
		27	1	00	09	86
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			4	00	00	50
			6	00	12	39
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		•	14	00	.06	.07
			15	00	00	25
			16	00	06	57
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[খল **!!—কৰ্ম** 3(ii)]

पास का कुलका : कुल्ल 10, 200% जानक *27*, 193

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			15	00	02	53
			16	00	07	80
			नहर्	00	05	31
			17	00	00	25
			25	00	03	79
		764	1	00	00	75
			2	00	15	18
•			3	-00	.01	51
			7	00	06	07
			8	00 ·	14	16
			9	00	00	25
			<b>8</b> 77	00	03	79
			<b>38</b> 32	00	01	26
10. नहला	59	6	14	00	09	61
			15	00	06	<b>5</b> 7
•			16	. 00	10	12
		7	20	00	06	57
			21	00	10	12
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		11	21	00	02	78
		12	11	00	00	25
			18	00	05	81
			19	00	12	90
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		705	1/1	00	01	26
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		739	20	-00	01	01
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			गग्ना	00	01	26
			19/2	00	00	25
			24	00	02	02
			25	00	12	39
		580	1/1	00	02	78
			1/2	00	06	57
			2	00	09	36
			3	00	00	25
			6	00	01	77
			7	00	11	13
			8	00	12	65
			9	00	03	54
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			15	00	11	38
		604	1	30	60	25
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			3	00	12	65
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[Part II-Sec. 3(ii)]

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		•	22	00	0.0	25
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		673	5	00	09	61
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·			896	00	02	27
			1234	00	00	75
			3684	00	01	01
			3688	00	01	26
			3759	00	01	26
			3761	00	01	01
•	-		3774	00	01	26
	•		3800	00	01	26
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			3831	00	03	03
9. बैजलपुर	186	579	. 11	00	12	65
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			16	00	00	50
			17	00	10	62

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			12	00	13	15
			13	00	10	<b>8</b> 7
			14	00	00	75
			16	00	12	39
			17	00	12	39
			18	00	00	75
			25	00	00	50
		606	20/2	00	.01	77
			21	00	10	87
			22	00	13	15
			23/1	00	03	28
		628	11	00	07	80
			नहर्	00	27	83
		629	2	00	00	25
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/ASADHA 27, I	931	[Part II—	-Sec. 3(ii))
(4)	(5)	(6)	(7)

4178	THE GAZETTE OF INDIA: JULY 18, 2009/ASADHA 27, 1931						[Part II—Sec. 3(ii)]		
(1)		(2)	(3)	(4)	(5)	(6)	(7)		
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			489	21	00	07	33		
			525	21/1	00	00	50		
•			526	1	00	09	10		
				2/1/1	00	05	81		
				2/1/2	00	00	25		
		***		8/2	00	04	55		
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				9/2	00	09	36		
				13	00	11	89		
				14/1	00	00	25		
				14/2	00	02	53		
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			•	17	00	13	15		
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			545	5/1	00	00	50		
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			14	00	00	50	
			15	00	14	92	
			16	00	01	51	
		487	2	00	01	77	
			3	00	14	42	
			4	00	00	25	
•			6	00	00	<b>25</b>	
			7	00	13	15	
			8	00	02	78	
			14	00	03	28	
			15	00	11	89	
		488	11	00	12	65	
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			13	00	05	31	
,			14	00	00	25	
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			नहर	00	02	53	
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		321	8	00	13	91	
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			13	00	01	01	
			14	00	15	43	
			15	00	00	25	
			16	00	11	13	
			17	00	03	54	
			25	00	80	60	
		331	1	00	14	16	
			9	00	04	80	
			10	00	07	33	
			12	00	13	66	
			18	00	02	27	
			19	00	09	86	
			राग्ता	00	00	75	
			22	00	00	25	
			23	00	12	14	
		367	21	00	00	50	
		368	3	00	10	87	
•			4	00	01	51	
			7	00	13	66	
			8	00	00	50	
			14	00	12	14	
			रास्ता	00	01	01	
			16	00	11	38	
			17	00	01	26	
			25	00	12	90	
		378	5	00	01	77	
		379	1	00	10	87	
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			20	00	07	59			
			22	00	06	57			
			23	00	09	86			
		294	11/1	00	04	04			
			11/2	00	08	34			
			19	00	12	39			
			20	00	04	30			
			22	00	04	30			
			23	00	12	39			
		2 <del>9</del> 5	3	00	06	07			
			4	00	10	87			
			6	00	11	13			
			7	00	05	56			
			15	00	05	06			
		306	3	00	03	79			
			4	00	07	33			
			224						
			331	00	03	03			
			335	00	03	79			
			344	00	01	26			
			364	00	01	26			
			365	00	01	01			
			366	00	01	77			
			373	00	02	27			
			1108	00	01	26			
			1193	00	01	77			
			1197	00	01	26			
			1198	00	01	51			
8. भुना	63	229	4	00	05	56			
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			262	22	00	12	39
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(1)	(2)	(3)	(4)	(5)	(6)	(7)
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			13/1	00	04	30
			13/2	00	06	83
			14	00	07	08
			16	00	13	15
			17	00	08	09
			25/4	00	00	50
		226	20	00	00	50
			21	00	13	40
			22	00	06	83
		246	11	00	13	91
			12	00	02	78
			17	00	00	25
			18	00	10	12
			19	00	10	12
			23	00	04	04
			24	00	14	42
			25/1	00	01	77
			<b>25/2</b>	00	00	25
		247	2	00	07	33
			3	00	13	15
			4/2	00	01	51
			6	00	80	09
			7	00	13	15
			8/1	00	00	50
			8/2	00	00	50
			15	00	06	32
		260	4	00	00	25
			5	00	11	13
		261	1	00	10.	12
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THE GAZETTE	OF INDIA	HILY 18.	2009/ASADHA 2	7. 1931
		. JULI IU.		

4170		THE GAZETT	E OF INDL	[Part II—Sec. 3(ii)]				
	(1)		(2)	(3)	(4)	(5)	(8)	(7)
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			15	00	11	13
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			17	00	10	62
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THE CAZETTE OF INDIA : JULY 18, 2009/ASADHA27, 1931

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4230 THE	CAZETTE OF R	DIA : 75	LY 18, 2001/A	AUTHA 27, 1991		Part II—6	c. 3(ii)]
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				11	00	04	04
				गम्ता	00	00	50
				12	00	12	90
				गम्ना	00	00	50
	•			13	00	08	09
				रास्ता	00	01	51
				16	00	11	89
				17	00	13	<b>4</b> 0
. ,				18	00	04	04
·	1.8.5			25	00	01	51
			240	3/1	00	11	89
	<u>Č</u> G			3/2	00	00	75
	(A)			4	00	04	80
	Çek :			6	00	13	86
				गम्सा	00	00	50
				7	00	08	34
	.* 		256	2	00	00	75
			200	3	90	11	63
				4/1	00	03	28
				4/2	00	09	10
	1.4	•		5	90	03	03
				6	00	10	37
				7	00	00	23
			257	9	00	04	04
	Эc		34.	10/1	00	03	5
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			271	. 11	00	.11	63
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			-	नाना	00	01	51
			272	1	00	60	75
			5	7	00	80	50
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		4		173	00	09	61
			•	413	00	00	50
				416	00	02	78
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THE GAZETTE OF INDIA: JULY 18, 2009/ASADHA 27, 1931

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7. औरंग शाहपुर	90	97	11	00	06	57
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			20	00	07	80
			23	00	80	85
			24	00	13	40
			25	00	03	03
			गुम्ता	00	01	51
		98	11/1/1	00	00	50
			11/1/2	00	00	25
•			11/4	00	11	38
			12	00	12	39
•			13	00	12	<b>39</b> .
			14	00	12	39
			15	00	12	39
		99	13/1	00	01	77
			13/2	00	09	10
			14/1	00	10	62
			14/2	00	01	77
			15	. 00	12	39
		102	5	00	09	10
		103	1	00	13	66
			2	00	02	27
			गम्ना	00	01	01
			7	00	01	51
			8	00	12	39
			9	00	10	12
			रास्ता	00	00	50
			10	00	00	50
			13	00	00	50
			14	00	10	62
			16	00	12	65
			25	00	08	09
		<u> </u>	26	00	02	78

(1)	(2)	(3)	(4)	(5)	(6)	(7)
		104	1/1	00	04	30
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			18	00	02	02
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			22	00	00	75
			23	00	11	13
	•	47	3	00	11	13
			. 7	00	00	75
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		86	1	00	11	38	
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			11	00	01	26	
			12	00	10	37	
			18/2	00	01	77	
			19/1	00	07	84	
			19/2	00	04	55	
			22	00	00	50	
			23/1	00	05	06	
•			23/2	00	09	61	
			24	00	02	27	
		106	10/1	00	00	25	
			10/2	00	06	32	
			11	00	07	84	
			12	00	10	12	
			17/2	00	00	25	
			18/1	00	00	25	
			18/2	00	12	65	
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t .			25	00	00	50	
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<i>.</i> *	••	•	•	25	00	11	13
		•	134	21	00	00	50
	e e						
			149	1 .	00	10	62
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٠.		•		7	00	01	77
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		•		13	00	00	25
				14	00	13	40
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			•	25	.00	12	39
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			181	21	00	00	75

THE GAZETTE OF INDIA: FULY 18, 2009/ASADHA 27, 1931

27, 1232-5-3						[rate in occ. 5(n)]		
	(1)		(2)	(3)	(4)	(5)	(6)	(7)
				197	1	00	12	65
		•			9	00	06	07
					10	00	07	59
					12	00	13	66
					13	00	00	25
					18	00	11	89
		•			19	00	01	51
					23/1	00	-02	02
		•			23/2	00	06	57
					24	00	04	30
				198	5	00	00	75
				228	4	00	13	66
					6	00	08	60
					7	00	03	28
					15	00	10	37
					16	00	00	25
				229	11	00	02	02
					20	00	12	90
					21	00	05	06
				· .	22	00	06	32
				243	2	00	12	65
					3/1	00	01	26
					8	00	12	65
					9	00	00	75
					13	00	07	84
					14	00	06	32
					16	00	00	50
					17	00	13	15
					24/2	00	02	27
	,				25	00	09	61
				273	5	00	12	39
					6	00	07	80
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<b>(\$)</b>	i i	(2)	(3)	(44)	(5)	(6)	(7)
			274	10	00	.03	79
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•			•	19	00	. 00	25
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			•	21	00	03	28
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				8	90	03.	03
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				12	00	00	25
V				13	00	14	16
	•			14	00	01	77
		•		16	90	01	51
				17/1	00	08	60
				. 17/2	00	05	56
,				18	00	00	25
				24	00	00	50
			,	25	00	14	42
		•	312	5	00	01	51
			313	1/1	00	09	36
				1/2	00	.05	31
				2	00	00	25
				-8	00	00	25
				9	00	14	16
				10	00	01	<b>7</b> 7
				12	00	02	27
				13	00	13	15
				17	00	12	. 90
				18	00	03	79

THE GAZETTE OF INDIA: JULY 18, 2009/ASADHA 27, 1931

					[ran 11—Sec. 3(11)]		
(1)	(2)	(3)	(4)	(5)	(6)	(7)	
		313	24	00	03	03	
			25	00	12	65	
		314	21	00	12	39	
			22	00	12	39	
	٠.		23	00	06	07	
			24/2	00	00	25	
		318	1	00	12	39	
			2	00	10	87	
			.3	00	03	79	
	,		4/2	00	00	25	
			6	00	08	34	
·			7	00	12	90	
			8/1	00	08	85	
			8/2	00	00	50	
			9	00	00	25	
		319	2	00	00	50	
			3	00	07	33	
			4	00	12	39	
			5	00	12	39	
			413	00	06	57	
			427	00	02	02	
			429	00	01	77	
			430	00	01	51	
			433	00	00	50	
			438	00	01	51	
			450	00	00	50	
			459	00	00	75	
			460	00	01	01	
			463	00	01	51	
			525	00	01	01	

(1)	(2)	(3)	(4)	(5)	(6)	(7)
			624	00	01	01
$\label{eq:constraints} \mathcal{L}_{ij} = \mathcal{L}_$			626	00	02	02
			632	00	01	01
	•	,	651	00	01	01
			652	00	00	75
			654	00	01	26

[ फा. सं. आर-31015/41/2009-ओ.आर.-][] ए. गोस्वामी, अवर सचिव

## New Delhi, the 13th July, 2009

S.O. 1945.—Whereas, it appears to the Central Government, that it is necessary in the public interest that for the transportation of Petroleum Products from Raman Mandi in the State of Punjab to Bahadurgarh in the State of Haryana for implementation of "GGSR Products Evacuation Project pipeline from Raman Mandi to Bahadurgarh", should be laid by the Hindustan Petroleum Corporation Limited;

And, whereas, it appears to the Central Government that for the purpose of laying the said pipeline, it is necessary to acquire the Right of User in the land under which the said pipeline is proposed to be laid, and which is described in the Schedule annexed to this notification:

Now, therefore, in exercise of the powers conferred by Sub-section (1) of section 3 of the Petroleum and Minerals Pipelines (Acquisition of Right of User in Land) Act, 1962 (50 of 1962), the Central Government hereby declares its intention to acquire the Right of User therein:

Any person interested in the land described in the said schedule may, within twenty one days from the date on which the copies of this notification issued under sub-section (1) of Section 3 of the said Act, as published in the Gazette of India, are made available to the general public, object in writing to the acquisition of the Right of User therein or laying of the pipeline under the land, to Shri Prahlad Singh, Competent Authority (Haryana), Hindustan Petroleum Corporation Limited, Guru Gobind Singh Refinery Product Evacuation Project, SCF No. – 29, Sector – 6 Market, Bahadurgarh – 124507, Haryana.

## SCHEDULE

Tehsil : NARNAUND		istrict : Hi	SAR	State :	HARY	MA	
	Hadbast	Muststil	Khaera /	Area			
Name of Village	No.	No.	Kille No.	Hectare	Are	Square Metre	
(1)	(2)	(3)	(4)	(5)	(6)	(7)	
. LOHARI RAGHO	82		Cart track	00	00	25	
		2	20	00	00	50	
			21	00	14	67	
			22/1	00	01	26	
		11	1/1	00	00	25	
			1/2	00	00	25	
			2/1	. 00	00	50	
			2/2	00	14	42	
			3/2	00	00	25	
			7	00	00	25	
•			8	00	14	16	
			9	00	01	26	
			13	00	03	79	
			14/1	00	80	34	
			14/2	00	00	25	
			17	00	12	39	
7.			24	00	07	33	
j.			25	00	05	06	
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Sk	•		19	00	00	50	
			20	00	11	89	
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			22	00	09	86	

(1)	(2)	(3)	(4)	(5)	(6)	(7)
		27	2	00	12	14
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			7	00	02	53
			15	00	12	65
•			16	00	03	28
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4242	THE CALE	TTE OF BOM : I	ULY 88, 2000	Maria J.	<b>191</b>	Fran E	-Sec. 3(ii)]
	(1)	(4)	(2)	(9)	A		(7)
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				12	00	06	07
				13	90	<b>96</b>	<b>8</b> 5
·				17	36	95	31
				18	<b>0</b> 0	09	86
				24	66	10	62
			80	3	30	80	<b>5</b> 0
				4	-90	07	59
				Maria	68	<b>83</b>	28
				6	80	62	53
				7	80	97	08
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	•			16	80	10	87
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[ vm [L-are 3(b)]	PHE 22, 1984			4265		
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			13	<b>66</b>	13	40
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			18	99	05	81
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			24/2	00	03	03
. 1			25	00	00	25
	•					
•		124	4	60	02	0.2
			5/1	600	05	06
		•	5/2	00	06	83
			6	99	10	12
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		125	10	06	(A)(S)	03
			11	00	11	13
			12	00	10	12
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THE GAZETTE OF INDIA: JULY 18, 2009/ASADHA 27, 1931

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			14/1	00	08	85
			14/2	00	04	55
			15	00	00	75
			16	00	12	39
			17	00	01	51
		145	5	00	06	83
		161	2/2	00	02	27
			3	0.0	,14 ·	16
			4	00	05	06
			6	00	12	14
			7	00	09	86
			15	00	00	25
		162	10	00	00	75
			11	00	10	87
			12/1	00	03	79
			12/2	00	08	85
			13/2	00	01	26
			17	00	05	31
			18	00	13	91
•			19	00	01	01
			24	00	10	12
			25	00	80	85
		175	21	00	13	15
			22	00	00	25
		176	1	00	12	90
			2	00	00	25
			8	00	02	02
			9	00	14	67
			10	00	02	27
			12	00	00	25

(1)	(2)	(3)	(4)	(5)	(6)	(7.)
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		177	5	00	05	06
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		201	1	00	02	02
			2	00	14	42
			3	00	02	02
			7	00	05	06
			8	00	13	15
			9	00	00	25
	÷		14	00	08	85
			15	00	11	38
			16	00	04	30
		202	1 <del>9</del>	00	01	01
			20	00	14	42
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				10	00	09	61
				11	00	02	78
				12	00	11	63
				13	00	12	65
				14	00	04	80
				Cart track	00	01	51
				15	00	03	28
				1 <del>6</del> /1	00	01	26
	7. Y			16/2	00	11	89
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· ·			210	1	00	12	90
	JÜ			2	00	11	89
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				6	00	12	39
				7	00	12	90
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				9	00	00	75
		v					
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	٠.						
				375	00	00	75
				377	00	03	28
				386	00	03	79
				363	00	00	75
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THE GAZETTE OF INDIA: JULY 18, 2009/ASADHA 27, 1931

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			25	00	01	26
		25	1	00	00	25
			2	00	13	66
			3	00	01	51
			7	00	00	25
			8	00	14	67
			9	00	00	25
			13	00	01	77
			14	00	13	40
			16	00	11	13
			17	00	04	04
			25/1	00	03	28
			25/2	00	01	51
			25/3/1	00	00	50
			25/3/2	00	01	01
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		26	21/1	00	:01	01
			21/3/1	00	07	33
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		28	1	00	09	61
			2	00	05	81
			8	00	03	28
			9	00	11	89
			12	00	00	25
			13	00	14	42
			14	00	01	51
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			16	00	10	87
			17	00	06	32
			25	00	05	56
		151	1	00	05	81
<b>*</b>			2/1	00	00	25
•	•		2/2	00	11	38
			7/2	00	00	25
			8	00	11	63
			9	00	03	28
		• ,	13	00	02	78
			14	00	. 13	40
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			16	00	13	66
			17	00	. 02	78
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Plat B. Sec. 3(4)

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(1)	(2)	(3)	(4)	(6)	(6)	(7)		
		188	14	60	12	38		
			16	80	02	78		
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			174	00	Off	51		
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		11	1	00	10	87		
			9/1	<b>00</b>	01	51		
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			10/1	00	05	5 <del>6</del>		
			16/2	00	00	50		
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			23	00	06	<b>07</b>		
			24	90	06	07		
		12	5	00	02	27		
•		14	4	00	12	90		
			6	06	<b>06</b>	57		
			7	00	06	57		
			15/1	00	07	05		
			15/2	90	<b>05</b>	<b>5</b> 1		
			16	00	05	31		
	•		Cart track	<b>90</b>	01	26		
			20	00	06	07		
			21	00	12	90		
e <del>e e c</del>		27	1	00	07	84		
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			9/2/2	00	10	62		
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		27	12/1	00	07	59
			12/2	60	0,1	26
		•	13	00	03	79
			Cart track	00	00	50
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			23	00	.09	36
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		32	3	00	00	25
·			4	00	12	39
			6	00	91	26
			. 7	00	09	86
			Cart track	00	01	01
	·		14	00	01	26
			15	00	09	86
			16	00	08	09
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			17	00	00	50
			Cart track	00	02	02
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			20	00	. 12	65
			21	00	05	56
			22	90	05	31
			Cart track	00	01	77
					~1	. * '
		49	4	00	00	25
				90	10	62
			Cart track	00	.00	75
			6/1	90	02	02
•			6/2	00	09	61
			15/2			78
	· ·		13/2	00	02	10

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(1)	(2)	57	2	00	12	39
		0,	8	00	03	79
			9	00	09	36
			12	00	00	25
			13	00	12	39
			17	00	01	26
			18	00	11	63
			23	00	01	<b>26</b> .
			24	00	12	<b>6</b> 5
		74	20	00	06	32
•			21	00	12	39
		75	4	0.0	12	14
			6/1	00	06	07
			6/2	00	02	78
			7	00	03	28
			15/1	00	08	60
			15/2	00	04	04
			16	00	06	57
		86	1	00	09	36
			2	00	02	53
			Cart track	00	00	75
			9	00	14	16
			10	00	00	25
			Cart track	00	00	25
•			12	00	10	12
			13	00	03	03
			18	00	12	65
			Cart track	00	00	25
			23	00	09	10
			24	00	03	03
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			21	00	12	65

(1)	(2)	(3)	(4)	(5)	(6)	(7)
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			15	00	12	65
			16	00	08	09
		133	1	00	07	84
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		•	12/2	00	. 06	32
	•		13	00	06	32
	-		18	00	12	65
			23	00	04	80
	•		24/1	00	00	50
		•	24/2	00	06	07
	•	•				•
		163	21	00	03	79
			26	00	00	50
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	•	164	4/2	00	12	65
			6/2	00	80	34
•			7	, 00	03	03
		•	15/1	00	03	03
			15/2	00	05	06
			Cart track	00	04	30
			16	00	12	65
			25	00	07	80
•	·	179	5/1	00	00	50
		180	1	00	10	37
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THE GAZETTE OF WORK : MEY IL MONIGABLE 27, 1991

Plant # Sec. 360

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			7/2	00	05	06
			15	00	07	08
		222	11	00	08	85
			19	00	06	83
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			Cart track	00	01	51
•			16	00	11	89
			17	00	13	40
			18	00	04	04
			25	00	01	51
		249	3/1	00	11	89
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			. 4	00	04	80
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			5	00	03	03
		•	6	00	- 10	37
			7	00	00	25
		257	9	00	04	04
			10/1	00	03	54
			10/2	00	07	33
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THE GAZETTE OF INDIA: JULY 18, 2009/ASADHA 27, 1931

[Part II—Sec. 3(ii)]

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			21	00	05	06
			22	00	12	90
			23	00	09	61
			24	00	00	25
		271	11	00	11	63
			12	00	12	39
			Nala	00	01	51
		272	1	00	00	75
			7	00	00	50
			8	00	04	04
			9	00	12	65
			10	00	12	65
·			12	00	00	50
			13	00	80	60
			14	00	11	63
			15	00	12	65
		273	3	00	03	.03
		213	4	00	13	40
			5	00	11	38
			6	00	01	51
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		290	15	00	06	32
				00	00	<b>02</b>
		291	21	00	04	04
			173	00	09	61
			413	00	00	50
			416	00	02	78
			511	00	00	50
			526	00	01	01
			552	00	01	01
			816	00	00	50

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			Cart track	<b>06</b> °	00	25
			200	00	<b>90</b> )	50
8. PETWAR		*	1	09:	OA.	30
			9	00	03	28
			10	00	OB-	85
خد			11	00	00	25
			12	0.0	12	<b>39</b> /
			18.	00	02	02
			18/1	00:	O#	34
*			19/2	00	01	77
			22	<b>00</b> .	0 <b>6</b>	<b>75</b> :
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		45	<b>3</b> .	02	<b>†</b> **	13.
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			15		1/15	63
			116		02	<b>63</b>
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[Part II-48ec. 3(ii)]

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Part II - Sec. 3(ii)]

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[F. No. R-31015/ 41/2009-O.R.-II] A. GOSWAMI, Under Secy

# महं दिल्ली, 15 <del>जुलाई</del>, 2009

का. 3ा. 1946.— केन्द्रीय सरकार ने, पेट्रोलिकन और खनिक पहण्याहन (भूनि में उपनोग के अधिकार का अर्जन) अिवनियम 1962 (1962 का 50) की भारा 3 की उप-भारा (1) के अधीन जारी, भारत के राजपत्र, तारीख 29-11-2006 में प्रकारित भारत सरकार के पेट्रोलियम और प्राकृतिक गैस मंत्रालय की अधिसूचना का उत्त. संख्या 3131 तारीख 11-11-2008. द्वारा उस अधिसूचना से उपायद अनुसूची तालुका- मालुर, जिल्ला- कोलार, राज्य -कर्नाटक में कैंने पेट्रोलियम कॉपॉरिशन लिमिटेड, मनाली की क्रिकेरी से देवनमुद्धि टॉमिनल, बैंगलुर तक पेट्रोलियम उत्पादों के परिवाहन के लिए इंडियन ऑक्ल कार्योरेशन लिमिटेड, द्वारा पाइपलाइन विछाने के प्रयोजन के लिए उपयोग के अधिकार का अर्जन करने के अपने आस्थ की घोषणा की थी.

और उक्त राजपत्र अधिसूचना की प्रतिमां ता. 26-12-2006 जनता को उपलब्ध करा दी गई थी ;

और सक्षम प्राधिकारी ने उक्त अधिनियम की भारा 6 की उप-भारा (1) के अधीन केन्द्रीय सरकार को रिपोट दे दी है;

और केन्द्रीय सरकार ने उक्त रिपेंटि पर किकार करने के परकार वह समाधान हो गया है कि इस अधिसूचना से उपाबद्ध अनुसूचि में विनिर्दिष्ट भूमि ने उपयोग का अधिकार अर्थित किया जाए;

अतः, अब, केन्द्रीय सरकार उक्त अधिनियम की भारा 6 की उप-भारा (1) द्वारा प्रदत राक्तियों का प्रयोग करते हुए वह योगना करती है कि पाइपरादन विकान के लिए इस अधिसूचना से उपायद अनुसूचि मे विनिर्देष्ट भूमि में उपयोग के अधिकार का अर्जन किया जाता है।

और केन्द्रीय सरकार उक्त अकिनियम की 6 भारा की उपकार। (4) द्वारा प्रदत्त शक्तिकों का प्रयोग करते हुए यह निर्देश देती है कि उक्त भूमि में उपकोग का अधिकार केन्द्रीय सरकार में निर्दित होने के बजाय इंडियन ऑक्ट कोर्पोरेशन लिमिटेड में सभी विस्तानों से मुक्त होकर प्रकाशन की इस तारीख से निर्दित होगा।

# असूची

सालुका :मालुर	जिला : कोलार	W.	ज्य :कर्नाटक	
गाँव का नाम	सर्वेक्षण सं-		क्षेत्रफल	
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**१ फा. सं.** आर-29011/8/2007-ओ.आर.-∐

💛 बी. के. दक्त, अवर सचिव

New Delhi, the 15th July, 2009

S. O. 1946.— Whereas by the notification of the Government of India. Ministry of Petroleum and Natural Gas. S.O. 3131 dated 11-11-2008 under sub-section (1) of section 3 of the Petroleum and Minerals Pipelines (Acquisition of Right of User in Land) Act, 1962 (50 of 1962) the Central Government declared its intention to acquire the right of user in the land specified in the schedule relating to Taluka: Malur, District: Kolar, State: Karnataka annexed to that notification for the purpose of laying pipeline for the transportation of Petroleum Product from Refinery of Chennai Petroleum Corporation Limited, Manali to Devanguthi Terminal, Bengaluru, by the Indian Oil Corporation Limited.

And whereas, the copies of the said Gazette Notification were made available to the general public on 26-12-2008.

And whereas, the Competent Authority has under sub-section (1) of section 6 of the said Act, submitted report to the Central Government;

And whereas, the Central Government after considering the said report is satisfied that right of user in the land specified in the schedule appended to this notification should be acquired.

Now therefore, in exercise of the powers conferred by sub-section (1) of section 6 of the said Act. the Central Government hereby declares that the right of user in the land specified in the schedule annexed to this notification is hereby acquired for laying the pipeline.

And further, in exercise of the powers conferred by sub-section (4) of section 6 of the said Act. the Central Government hereby directs that the right of user in the said lands shall instead of vesting in the Central Government, vests from the date of publication of this declaration in the Indian Oil Corporation Limited free from all encumbrances.

# SCHEDULE

aluka : Malur	District : Koler	State	State : Karnataka		
	O N O	Area			
Name of the Village	Survey No/Sub-Division No.	Hectare	Are	Sq. Mtr.	
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Nidheramangala	1 <b>55</b>	. 02	26	15	
Kadasannahalli	9	00	03	60	
Puramakanhalli	29	00	16	25	
Yeshwanthapura	9 <del>6</del> /1	00	19	15	
	19/6P1	00	03	92	
Dodda Maddinaru	60	<sup>288</sup> <b>00</b>	11	87	
	158	.00	12	24	

[F. No. R-25011/8/2007-O.R.-I] B. K. DATTA, Under Secy.

# नई दिल्ली, 15 जुलाई, 2009

का. आ. 1947.—केन्द्रीय सरकार ने, पेट्रोलियम और खनिज पह्मप्लाहन (भूमि में उपयोग के अधिकार का अर्जन) अधिनियम 1962 (1962 का 50) की धारा 3 की उप-धारा (1) के अधीन जारी, भारत के राजपत्र, तारीख 29-11-2008. में प्रकाशित भारत सरकार के पेट्रोलियम और प्राकृतिक नैस मंत्रालय की अधिसूचना का आ. संख्या 3130 तारीख 11-11-2008. द्वारा उस अधिसूचना से उपाबद अनुसूची तालुका-बंगारपेट, जिल्ला - कोलार, राज्य - कर्नाटक में चेन्ने पेट्रोलियम कॉर्पोरेशन लिमिटेड, मनाली की रिफैनेरी से देवनगृष्टि टॉमिनल, बैंगलुर तक पेट्रोलियम उत्पादों के परिवहन के लिए इंडियन ऑयल कार्पोरेशन लिमिटेड, द्वारा पाइपलाइन बिछाने के प्रयोजन के लिए उपयोग के अधिकार का अर्जन करने के अपने आशय की घोषणा की थी.

और उक्त राजपत्र अधिसूचना की प्रतियां ता. 26-12-2008 जनता को उपलब्ध करा दी गई थी ;

और सक्षम प्राधिकारी ने उक्त अधिनियम की धारा 6 की उप-धारा (1) के अधीन केन्द्रीय सरकार को रिर्पोट दे दी है;

और केन्द्रीय सरकार ने उक्त रिर्पोट पर विचार करने के पश्चात यह समाधान हो गया है कि इस अधिसूचना से उपाबद्ध अनुसूचि में विनिर्दिष्ट भूमि में उपयोग का अधिकार अर्जित किया जाए;

अतः, अब, केन्द्रीय सरकार उक्त अधिनियम की धारा 6 की उप-धारा (1) द्वारा प्रदत शक्तियों का प्रयोग करते हुए यह घोषणा करती है कि पाइपलाइन बिछाने के लिए इस अधिसूचना से उपाबद्ध अनुसूचि में विनिर्दष्ट भूमि में उपयोग के अधिकार का अर्जन किया जाता है।

और केन्द्रीय सरकार उक्त अधिनियम की 6 धारा की उपधारा (4) द्वारा प्रदत शक्तियों का प्रयोग करते हुए यह निर्देश देती है कि उक्त भूमि में उपयोग का अधिकार केन्द्रीय सरकार में निहित होने के बजाय इंडियन ऑयल कोपेरिशन लिमिटेड में सभी विल्लगमों से मुक्त होकर प्रकाशन की इस तारीख से निहित होगा।

अनुसूची

वालुका :बंगारपेट	जिला : कोलार	राव	य :कर्नाटक	
गाँव का नाम	सर्वेक्षण सं-	क्षेत्रफल		
	खण्ड सं./उप-खण्ड सं.	. हेक्टर	एयर	वर्ग मृहर
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	64	00	27	.00
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	57/2 <sup>*</sup>	.00	04	75
<u> मुगालाबेले</u>	72/4	00	10	52
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<sup>[</sup>फा. सं. आर-25011/8/2007-ओ.आर.-1] बी. के. दत्ता, अबर सचिव

New Delhi, the 15th July, 2009

S. O. 1947.—Whereas by the notification of the Government of India. Ministry of Petroleum and Natural Gas. S.O. 3130 dated 11-11-2008 under sub-section (1) of section 3 of the Petroleum and Minerals Pipelines (Acquisition of Right of User in Land) Act, 1962 (50 of 1962) the Central Government declared its intention to acquire the right of user in the land specified in the schedule relating to Taluka: Bangarpet, District: Kolar, State: Karnataka annexed to that notification for the purpose of laying pipeline for the transportation of Petroleum Product from Refinery of Chennai Petroleum Corporation Limited, Manali to Devanguthi Terminal, Bengaluru, by the Indian Oil Corporation Limited.

And whereas, the copies of the said Gazette Notification were made available to the general public on 26-12-2008.

And whereas; the Competent Authority has under sub-section (1) of section 6 of the said Ast, submitted report to the Central Government;

And whereas, the Central Government after considering the said report is satisfied that right of user in the land specified in the schedule appended to this notification should be acquired.

Now therefore, in exercise of the powers conferred by sub-section (1) of section 6 of the said Act. the Central Government hereby declares that right of user in the land specified in the schedule annexed to this notification is hereby acquired for laying the pipeline.

And further, in exercise of the powers conferred by sub-section (4) of section 6 of the said Act. the Central Government hereby directs that the right of user in the said lands shall instead of vesting in the Central Government, vests from the date of publication of this declaration in the Indian Oil Corporation Limited free from all encumbrances.

# SCHEDULE

Taluka : Bangarpet	District : Koler	State : Karnataka Area		
Name of the Village	Survey No/Sub-Division No			
Name of the Vinage	Survey No/Sub-Division No	Hectare Are		Sq. Mtr.
Vadandahalli	16	00	00	20
	64	00	27	00
Mavahalli	58/2	00	00	18
	57/2	00	04	75
Mugalabele	<i>72/</i> 4	00	10	52
, , , , , , , , , , , , , , , , , , ,	156/2	00	00	.40

[F. No. R-25011/8/2007-O.R.-I ] B. K. DATTA, Under Secy.

# च विल्ली, १६ जुलाई, २००९

का. जा. 1948.— केन्द्रीय सरकार ने, पैट्रोलियम और खनिज पहण्लाइन (पूर्ण में उपयोग के अधिकार का अर्जन )अधिनियम 1962 (1962 का 50) की बारा 3 की उप-धारा (1) के अधीन जारी, भारत के राजपत्र, तारीख 29-11-2008. में प्रकाशित भारत सरकार के पेट्रोलियम और प्राकृतिक गैस मंत्रालय की अधिसूचना। आ. संख्या 3129 तारीख 11-11-2008 द्वारा उस अधिसूचना से उपाबद्व अनुसूची तालुका—मुलबागल, जिल्ला — कोलार, राज्य — कर्नाटक में चेन्नै पेट्रोलियम कॉर्पोरेशन लिमिटेड, मनाली की रिफैनेरी से देवनगृहि टॉर्मिनल, बैंगलुर तक पेट्रोलियम उत्पादों के परिवहन के लिए इंडियन ऑयल कार्पोरेशन लिमिटेड, द्वारा पाइपलाइन बिछाने के प्रयोजन के लिए उपयोग के अधिकार का अर्जन करने के अपने आकाय की घोषणा की थी.

और उक्त राजपत्र अधिसूचना की प्रतियां ता. 26-12-2008 जनता को उपलब्ध करा दी गई थी ;

और सबम प्राधिकारी ने उक्त अधिनियम की भारा 6 की उप-धारा (1) के अभीन केन्द्रीय सरकार को रिर्पोट दे दी है;

और केन्द्रीय सरकार ने उक्त रिपोंट पर विचार करने के पश्चात वह समाधान हो गया है कि इस अधिसूचना से उपावद अनुसूचि में विनिर्दिष्ट भूमि में उपयोग का अधिकार अर्थित किया जाए;

अत:, अब, केन्द्रीय सरकार उक्त अधिनियम की धारा 6 की उप-धारा (1) द्वारा प्रदत शक्तियों का प्रयोग करते हुए यह घोषणा करती है कि पाइपलाइन बिछाने के लिए इस अधिसूचना से उपायद अनुसूचि में विनिर्दृष्ट भूमि में उपयोग के अधिकार का अर्जन किया जाता है।

और केन्द्रीय सरकार उक्त अधिनियम की 6 धारा की उपधारा (4) द्वारा प्रदत सक्तियों का प्रयोग करते हुए यह निर्देश देती है कि उक्त भूमि में उपयोग का अधिकार केन्द्रीय सरकार में निक्ति होने के बजाय इंडियन ऑयल कोर्पोरेशन लिमिटेड में सभी विल्लगमों से मुक्त होकर प्रकाशन की इस तारीख से निहित होगा।

अनुसूची

ालुका :मुलबागल	क्ला : कोलार	राज्य :कनीटक			
	सर्वेक्षण सं-	6	बेत्रफल		
गाँव का नाम	खण्ड सं. / उप-खण्ड सं.	हेक्टर	एयर	वर्ग मिटर	
रामचन्द्रपुरा	82	00	00 00	48	
पडाकास्ति	69/5	00 (100 (100 (100 (100 (100 (100 (100 (			
चिरथेरी	<b>77</b>	00	23	78	
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1	9	3	4	5
	65/3	03	02	18
	64	<b>90</b>	18	60
	60.07	*	39	60
बन्डहल्लि	4/1	00	27	36
	4/2	-	-	-
मिणिजेनहल्लि	20/5	00	01	83
	<b>82/</b> 6	00	03	21

[फा. सं. आर-25011/8/2007-ओ.आर.-I]

बी. के. दत्ता, अवर संचिव

New Delhi, the 15th July, 2009

S. O. 1948.—Whereas by the notification of the Government of India. Ministry of Petroleum and Natural Gas. S.O. 3129 dated 11-11-2006 under sub-section (1) of section 3 of the Petroleum and Minerals Pipelines (Acquisition of Right of User in Land) Act, 1962 (50 of 1962) the Central Government declared its intention to acquire the right of user in the land specified in the schedule relating to Taluka: Mulbagal, District: Kolar, State: Karnataka annexed to that notification for the purpose of laying pipeline for the transportation of Petroleum Product from Refinery of Chennai Petroleum Corporation Limited, Manali to Devanguthi Terminal, Bengaluru, by the Indian Oil Corporation Limited.

And whereas, the copies of the said Gazette Notification were made available to the general public on 26-12-2008.

And whereas, the Competent Authority has under sub-section (1) of section 6 of the said Act, submitted report to the Central Government;

And whereas, the Central Government after considering the said report is satisfied that right of user in the land specified in the schedule appended to this notification should be acquired.

Now therefore, in exercise of the powers conferred by sub-section (1) of section 6 of the said Act. the Central Government hereby declares that the right of user in the lend specified in the schedule annexed to this notification is hereby acquired for laying the pipeline.

And further, in exercise of the powers conferred by sub-section (4) of section 6 of the said Act, the Central Government hereby directs that the right of user in the said lands shall instead of vesting in the Central Government, vests from the date of publication of this declaration in the Indian Oil Corporation Limited, free from all encumbrances.

# SCHEDULE

Taluka : Mulbagal	District : Kolar	State	: Karnat	aka
Name of the Village	Survey No/Sub-Division No		Area	1 0- 12-
		Hectare	Are	Sq. Mtr.
Ramachandrapura	82	00	00	48
Padakasti	69/5	00	38	69
Chittheri	7		23	78
		00	<b>d</b>	04
		<b>00</b>	· · · · · · · · · · · · · · · · · · ·	18
	64	00	10	60
	86/P1	<b>00</b>	39	60
Ban <b>dahali</b> i	<b>4/1</b>		27	36
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			/ =	•
Minijenahalli			01	83
			82	

F. No.:12-23611/072007-0.R.-I.]

# र्व्य दिल्ली, 15 कुलई, 2009

का आ. 1949.—केन्द्रीय सरकार ने, पेटोशियम और स्थानिय प्रकारताहन (श्रीम में उपयोग के अधिकार का अर्जन) अधिनिक्म 1962 (1962 का 50) की भारा 3 की उन-भारा (1) के अधीन जारी, भारत के राजपत्र, तारीख 29-11-2006, में प्रकारित भारत समझार के पेडोरिकन और प्राकृतिक गैस मंत्रालय की अधिसूचना का आ. संख्या 3132 करीख 11-11-2008 झरा उस अधिसूचना से उपाबद्ध अनुसूची तालुका-होसकोटे, जिल्ला - बेगल्स रूरल, राज्य -कर्नाटक में चेन्नै पेट्रोलिक्स कॉफेंरिकन लिमिटेड, मनाली की रिफैनेरी से देवनलुटि टॉर्मिनल, बैंक्लूर तक पेट्रोलिक्स उत्पादों के परिवहन के लिए इंडिक्न ऑक्ल कार्बोरेक्सन लिमिटेड, द्वारा पाठपलाइन विकान के प्रयोजन के लिए उपयोग के अधिकार का अर्जन करने के अपने आलय की घोषणा की थी.

और उक्त राजपत्र अधिकृतना की प्रतिमं ता. 26-12-2008 जनता को उपलेम करा दी मेर्ड भी ;

और संधाम प्राधिकारी ने उन्त अधिनियम की धारा 6 की उप-धारा (1) के अधीन केन्द्रीय सरकार को रिपॉट दे दी 🕏

और केन्द्रीय सरकार ने उक्त रिपोंट पर विचार करने के परचात वह समाधान हो नवा है कि इस अधिश्वना से उन्नमह अनुसूचि ने बिनिर्दिन्ट चूनि ने उच्चेन का अधिकार अधिक किन्न नार;

अत:. अब. केन्द्रीय सहस्रार उच्या अधिनिकम की भारा ६ की उच-भारा (1) द्वारा प्रदेश राजिकमें का प्रयोग करते हुए वह घोषण करती है कि पहण्याहन विकान के लिए इस अधिकृषण के उपलब्ध अनुसुचि में विभिद्धिर भूमि में ठक्कोन के अधिकार का अर्जन किया जाता है।

और केन्द्रीय सहकार उनत अखिनियम की 6 धारा की उपधारा (4) द्वारा प्रदा समितनों का प्रयोग करते हुए यह विदेश देती है कि उचत भूमि में उचकेन का अविकार केन्द्रीय सरकार में निहित होने के बजाय इंडिक्त ऑक्स कोपॅरिशन लिनिटेड 🛒 🖣 सभी किस्तुलमों से मुख्य होकर प्रकाशन की इस तारीख से निक्रित झेना र

				<u> </u>
वासुका :शेराकी	बिरत : वेन्सुर करा	राष	र अन्तिक	
•	सर्वेषण सं-	केजकल		
गाँव का नाम	खण्ड सं./उप-खण्ड सं.	हेक्टर	रम	वर्ग मिटर
कटिगेनाहास्त	58	00	r <mark>eff</mark> ere a	ings Line of the second second Line of the second
देवरगो <del>ल्लह</del> ल्ली	21	00	01	00
		[का. सं.	अ <b>न</b> र−25011/ <b>8</b> /	2007- <b>ओ</b> .आर[]

# Mau Delhi, the 15th July, 2000.

S. O. 1949. Whereas by the notification of the Government of India: Ministry of Petroleum and Natural Gas. 5.0. 3132 dated 11-11-2008 under sub-section (1) of section 3 of the Petroleum and Minerals Pipelines (Acquisition of Right of User Itt Land) Act, 1962 (50 of 1962) the Central Government declared its intention to acquire the right of user in the land specified in the schedule relating to Taluka: Hoskote, District: Bengaluru rural, State: Karnataka annexed to that notification for the purpose of laying pipeline for the transportation of Petroleum Product from Refinery of Chennal Petroleum Corporation Limited, Manall to Devanguini Ferminal, Bengaluru, by the Indian Oil Corporation Limited.

SACTOR OF THE SEASON FROM THE SEASON OF THE And whereas, the copies of the said Gazette Notification were made available to the general public on 26-12-2008.

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And whereas, the Competent Authority has under sub-section (1) of settlion 6 of the said Act, submitted report to the Contral Government

And whereas, the Central Government after considering the said report is satisfied that right of user in the land specified in the schedule appended to this notification should be acquired.

Now therefore, in exercise of the powers conferred by sub-section (1) of section 6 of the said Act. the Central Government hereby aleglares that the right of user in the land specified in the schedule annexed to this notification is hereby acquired for laying the pipeline? (ARAPP) (1991) are tropically a passengers

And further, in exercise of the powers conferred by sub-section (4) of section 6 of the said Act, the Central Government hereby directs that the right of user in the said lands shall instead of veisting in the Cartral Government, vests from the date of publication of this declaration in the Indian Oil Corporation Limited free from all encumbrances.

Talista : Picelata District : Bengalure Rural	State: Karpataka
Name of the Williago Survey Mo/Sub-Division No.	Area So Mile
Kantonikali 58	00 07 20 20:
Dewagotts talky	00 01 00

IF No. R-25011/0/2007-O.R-1] B. K. DATTA, Undur Secy.

# श्रम एवं रोजनार मंत्रालय

# नई दिल्सी, 17 जून, 2009

का.आ. 1950.—औद्योगिक विकार अधिनियम, 1947 (1947 का 14) की धारा 17 के अनुसरण में, केन्द्रीय सरकार नार्यन रेलवे के प्रवंधांत्र के संबद्ध नियोगों और उनमें कार्यकारों से चीच, अनुबंध में निर्दिष्ट औद्योगिक विकार में चीचीच सरकार औद्योगिक अधिकरण, लखनक के पंचाट (सिर्च संख्या 22/2006) की प्रवासित करती है, जो केन्द्रीय सरकार की 17-6-2009 की प्रवाहित था।

[सं. एल-419]3/89/2004-आईआर(सी.)]. अवन सुमार, डेस्क अधिकारी

# MINISTRY OF LABOUR AND EMPLOYMENT

New Delhi, the 17th June, 2009

S.O. 1950.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the floor (Ref. No. 22/2008) of Central Government Industrial Tributal case Labour Court, Lucknow as shown in the American in the Industrial Dispute between the management of Northern Railbuty and their workmen, received by the Central Government on 17-6-2009.

No. L-41012/89/2004-IR (B-I)]
AJAY KUMAR, Deak Officer

# ANNEXEMBL

# CENTRAL GOVERNMENT ENDUSTREAL TRIBUNAL-CUM-LABOUR COURT, LUCKNOW

Present: N.K.Puroliit, Presiding Officer

I. D. No. 22/2006

Ref. No. L-41012/89/2004/FR(B-I) dated: 19-03-2008

# BUTWEN

The Divisional Organisation Secretary, Utter Railway Karmchari Union, 283/63, Kha Garhi Kanaora (Premwati Nagar), PO-Manaknagar, Lucknow-226001

(Espousing case of Shri Hari Laf)

# And

The Senior Divisional Personnel Officer Northern Railway, DRM Office, Hazratganj, Lucknow.

# **AWARD**

# 11-6-2009

1. By order No. L-41012/89/2004/IR(B-I) dated 19-03-2008 the Central Government in the Ministry of Labour, New Delhi in exercise of powers conferred by clause (d) of sub-section (1) and sub-section (2A) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947) referred this industrial dispute between the Divisional Organization Secretary, Uttar Railway

Karmshari Union, 283/63, Kha Garhi Kanaora (Premwati Nagar), PO-Manaknagar, Lucknow, (Espousing case of Shri Hari Lat) and the Senior Divisional, Personnel Officer, Northern Railway, DRM Office, Hazratganj, Lucknow for adjudication.

# 2. The reference under adjudication is:

"Kyn Probandian, Utter Reibery Dwara Shri Hari Lai Petr Shri Lake Ram, Dissel Sahayak Ko Varsh 1963-84 Ke Punel Main Samanyojit Na Karke Varsh 1991-92 Ke Punel Main Samanyojit Karna Uchit Tatha Neyaysangat Hai? Yadi Nahi, To Karmkar Kia Aautech Ko Pene Ka Adhikari Hai?"

- 3. The order of reference was endorsed to the Divisional Organization Secretary, Uttar Railway Karacheri Union, 283/63, Kha Garhi Kanaora (Premwati Negar), PO-Manaknagar, Lucknow with direction to the party raising the dispute to fited the statement of claim along with relevant documents, list of reliance and witnesses with the Tribunal within fifteen days of the receipt of the order of reference and also forward a copy of such a statement to each one of the opposite parties involved in this dispute under rule 10(B) of the industrial Disputes (Central), Rules, 1957.
- 4. The order of reference was received in the Tribunal on 31-3-2008 and the waited for the statement of claim till 25-4-2008; but no statement of claim together with documents etc. was filed. In the circumstances the registered summons were issued to the workman's union to file their statement of claim alongwith relevant documents and list of reliance and withtes on 30-05-2008. The registered notice was issued, but neither statement of claim nor envelop containing notice was received back in the office till 26-9-2006, therefore, one more registered notice, in the interest of justice, was issued to the parties calling upon to file their statement of claim/written statement. This time again, as per office report dated 5-12-2008, none turned up from either parties, nor envelops containing notice were received back in the office, therefore, it was presumed that summons were duly served upon the parties. However, before reserving the file for 'no claim award' one more opportunity was extended to the parties to file their claim statement/ written statement on 9-1-2009; and accordingly, registered notices were issued.
- 5. After lapse of several months Shri S.K.Srivastava filed his authority on behalf of opposite party, to represent the case before this Tribunal but again none appeared from workman's union and the case was adjourned to 13-2-2009. On 13-2-2009 and other successive dates none appeared from workman's union to press the case, accordingly, the case was reserved for orders/award on 10-6-2009.
- 6. It is well settled that if a party challenges the legality of an order, the burden lies upon him to prove illegality of the order and if no evidence is produced the party invoking jurisdiction of the Court must fail. In the instant case the burden was on the workman's

union to set out the grounds to challenge the valdity of the action of the management of Northern Railways in adjusting the workman in the panel for year 1991-92 instead of panel for year 1983-84 by filling its statement of claim and to prove the said action is illegal and unjustified. The workman's union has not filed its statement of claim. The representative of the opposite party has put up his appearance but in the absence of any statement of claim from workman's union, the opposite party could not file its written statement.

7. In the above circumtances, there is no need to decide and reply the reference on merit. It appears that the workman's union does not want to press its claim on the basis of which it has raised present industrial dispute; therefore, the present reference order is decided as if there is no grievance left with the workman. Resultantly no relief is required to be given to the workman concerned. The reference under adjudication is answered accordingly.

# 8. Award as above.

Lucknow

11-06-2009.

N. K. PUROHIT, Presiding Officer

# नई दिल्ली, 17 जून, 2009

का.आ. 1951.—औद्योगिक विकाद अधिनियम, 1947 (1947) का 14) की धारा 17 के अनुसरण में, केन्द्रीय सरकार नारदेन रेलवे के प्रबंधतंत्र के संबद्ध नियोजकों और उनके कर्मकारों के बीध, अनुबंध में निर्दिष्ट औद्योगिक विवाद में केन्द्रीय सरकार औद्योगिक अधिकरण, लखनक के पंचाट (संदर्भ संख्या 25/2008) को प्रकाशित करती है, जो केन्द्रीय सरकार को 17-6-2009 को प्राप्त हुआ था।

[सं. एल-41012/127/2004-आईआर(बी-I)] अजय कुमार, डेस्क अधिकारी

# New Delhi, the 17th June, 2009

S.O. 1951.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the award (Ref. No.25/2008) of Central Government Industrial Tribunal-cum-Labour Court, Lucknow as shown in the Annexure in the Industrial Dispute between the management of Northern Railway and their workmen, received by the Central Government on 17-6-2009.

[No. L-41012/127/2004-IR (B-I)] AJAY KUMAR, Desk Officer

# **ANNEXURE**

# CENTRAL GOVERNMENT INDUSTRIAL: TRIBUNAL-CUM-LABOUR COURT, LUCKNOW

Present: N.K. Purohit, Presiding Officer

I. D. No. 25/2008

Ref. No. L-41012/127/2004/IR(B-I) dated: 20-3-2008

# BETWEEN

The Divisional Organisation Secretary, Uttar Railway Karmchari Union, 283/63, Kha Garhi Kanaora (Premwati Nagar), PO-Manaknagar, Lucknow-226001

(Espousing case of Shri-Wirendern Singh)

And

The Senior Divisional Personnel Officer Northern Railway DRM Office, Hazratganj, Lucknow.

# AWARD

# 11-6-2009

1. By order No. L-41012/127/2004/IR(B-I) dated 20-03-2008 the Central Government in the Ministry of Labour, New Delhi in exercise of powers conferred by clause (d) of sub-section (1) and sub-section (2A) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947) referred this industrial dispute between the Divisional Organization Secretary, Uttar Railway Karmchary Union, 283/63, Kha Garhi Kanaora (Premwati Nagar), PO-Manaknagar, Lucknow, (Espousing case of Shri Virendera Singh) and the Senior Divisional, Personnel Officer, Northern Railway, DRM Office, Hazratganj, Lucknow for adjudication.

# 2. The reference under adjudication is:

"Kya Prabandhan, Utter Railway Dwara Shri Virendera Singh Putr swa. Shri Raj Dev Singh, Khalasi Sahayak Ko Varsh 1983-84 Ke Panel Main Samaayojit Na Karke Varsh 1991-92 Ke Panel Main Samaayojit Karna Uchit Tatha Nayaysangat Hai? Yadi Nahi, To Karmkar Kis Anutosh Ko Pane Ka Adhikari Hai?"

- 3. The order of reference was endorsed to the Divisional Organization Secretary, Uttar Railway Karachari Union, 283/63, Kha Garhi Kanaora (Premueti Nagar), PO-Manaknagar, Lucknow with direction to the party raising the dispute to filed the statement of claim along with relevant documents, list of reliance and witnesses with the Tribunal within fifteen days of the receipt of the order of reference and also forward a copy of such a statement to each one of the opposite parties involved in this dispute under rule 10(B) of the Industrial Disputes (Central), Rules, 1957.
- 4. The order of reference was received in the Tribunal on 31-3-2008 and the waited for the statement of claim till 25-4-2008; but no statement of claim together with documents etc. was filed. In the circumstances the registered summons were issued to the workman's union to file their statement of claim along with relevant documents and list of reliance and witness on 30-5-2008. The registered notice was issued, but neither statement of claim nor envelop containing notice was received back in the office aill 26-9-2008, therefore, one more registered notice, in the interest of justice, was issued to the parties calling upon to file their statement of

union to set out the grounds to challenge the valdity of the action of the management of Northern Railways in adjusting the workman in the panel for year 1991-92 instead of panel for year 1983-84 by filling its statement of claim and to prove the said action is illegal and unjustified. The workman's union has not filed its statement of claim. The representative of the opposite party has put up his appearance but in the absence of any statement of claim from workman's union, the opposite party could not file its written statement.

7. In the above circumtances, there is no need to decide and reply the reference on merit. It appears that the workman's union does not want to press its claim on the basis of which it has raised present industrial dispute; therefore, the present reference order is decided as if there is no grievance left with the workman. Resultantly no relief is required to be given to the workman concerned. The reference under adjudication is answered accordingly.

# 8. Award as above.

Lucknow

11-06-2009.

N. K. PUROHIT, Presiding Officer

# नई दिल्ली, 17 जून, 2009

का.आ. 1951.—औद्योगिक विकाद अधिनियम, 1947 (1947) का 14) की धारा 17 के अनुसरण में, केन्द्रीय सरकार नारदेन रेलवे के प्रबंधतंत्र के संबद्ध नियोजकों और उनके कर्मकारों के बीच, अनुबंध में निर्दिष्ट औद्योगिक विवाद में केम्द्रीय सरकार औद्योगिक अधिकरण, लखनऊ के पंचाट (संदर्भ संख्या 25/2008) को प्रकाशित करती है, जो केन्द्रीय सरकार को 17-6-2009 को प्राप्त हुआ था।

[सं. एल-41012/127/2004-आईआर(बी-I)] अजय क्रुमार, डेस्क अधिकारी

# New Delhi, the 17th June, 2009

S.O. 1951.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the award (Ref. No.25/2008) of Central Government Industrial Tribunal-cum-Labour Court, Lucknow as shown in the Annexure in the Industrial Dispute between the management of Northern Kailway and their workmen, received by the Central Government on 17-6-2009.

[No. L-41012/127/2004-IR (B-I)] AJAY KUMAR, Desk Officer

# ANNEXURE

# CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL-CUM-LABOUR COURT, LUCKNOW

Present: N.K.Purohit, Presiding Officer

I. D. No. 25/2008

Ref. No. L-41012/127/2004/IR(B-I) dated: 20-3-2008

# BETWEEN

The Divisional Organisation Secretary, Uttar Railway Karinchari Union, 283/63, Kha Garhi Kanaora (Premwati Nagar) PO-Manaknagar, Lucknow-226001

(Espousing case of Shri-Virendera Singh)

And

The Senior Divisional Personnel Officer
Northern Railway DRM Office,
Hazratganj, Lucknow.

# AWARD

# 11-6-2009

1. By order No. L-41012/127/2004/fR(B-I) dated 20-03-2008 the Central Government in the Ministry of Labour, New Delhi in exercise of powers confessed by clause (d) of sub-section (1) and sub-section (2A) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947) referred this industrial dispute between the Divisional Organization Secretary, Uttar Railway Karmchary Union, 283/63, Kha Garhi Kanaora (Premwati Nagar), PO-Manaknagar, Lucknow, (Espousing case of Shri Virendera, Singh) and the Senior Divisional, Personnel Officer, Northern Railway, DRM Office, Hazratganj, Lucknow for adjudication.

# 2. The reference under adjudication is:

"Kya Prabandhan, Utter Railway Dwara Shri Virendera Singh Putr swa. Shri Raj Dev Singh, Khalasi Sahayak Ko Varsh 1983-84 Ke Panel Main Samaayojit Na Karke Varsh 1991-92 Ke Panel Main Samaayojit Karna Uchit Tatha Nayaysangat Hai? Yadi Nahi, To Karmkar Kis Anusesh Ko Pane Ka Adhikari Hai?"

- 3. The order of reference was endorsed to the Divisional Organization Secretary, Uttar Railway Karanchari Union, 283/63, Kha Garhi Kanaora (Premusti Nagar), PO-Manaknagar, Lucknow with direction to the party raising the dispute to filed the statement of claim along with relevant documents, list of reliance and witnesses with the Tribunal within fifteen days of the receipt of the order of reference and also forward a copy of such a statement to each one of the opposite parties involved in this dispute under rule 10(B) of the Industrial Disputes (Central), Rules, 1957.
- 4. The order of reference was received in the Tribunal on 31-3-2008 and the weited for the statement of claim till 25-4-2008; but no statement of claim together with documents etc. was filed. In the circumstances the registered summons were issued to the workman's union to file their statement of claim along with relevant documents and list of reliance and witness on 30-5-2008. The registered notice was issued, but neither statement of claim nor envelop containing notice was received back in the office till 26-9-2008, therefore, one more registered notice, in the interest of justice, was issued to the parties calling upon to file their statement of

claim/written statement. This time again, as per office report dated 5-12-2008, none turned up from either parties, nor envelops containing notice were received back in the office, therefore, it was presumed that summons were duly served upon the parties. However, before reserving the file for 'no claim award' one more opportunity was extended to the parties to file their claim statement/written statement on 9-1-2009; and accordingly, registered notices were issued.

- 5. After lapse of several months Shri S.K.Srivastava filed his authority on behalf of opposite party, to represent the case before this Tribunal but again none appeared from workman's union and the case was adjourned to 13-2-2009. On 13-2-2009 and other successive dates none appeared from workman's union to press the case, accordingly, the case was reserved for orders/award on 10-6-2009.
- 6. It is well settled that if a party challenges the legality of an order, the burden lies upon him to prove illegality of the order and if no evidence is produced the party invoking jurisdiction of the Court must fail. In the instant case the burden was on the workman's union to set out the grounds to challenge the validity of the action of the management of Northern Railways in adjusting the workman in the panel for the year 1991-92 instead of panel for the year 1983-84 by filing its statement of claim and to prove the said action is illegal and unjustified. The workman's union has not filed its statement of claim. The representative of the opposite party has put up his appearance but in the absence of any statement of claim from workman's union, the opposite party could not file its written statement.
- 7. In the above circumstances, there is no need to decide and reply the reference on morit. It appears that the workman's union does not want to pursue its claim on the basis of which it has raised present industrial dispute; therefore, the present reference order is decided as if there is no grievance left with the workman. Resultantly no relief is required to be given to the workman concerned. The reference under adjudication is answered accordingly.
  - 8. Award as above.

Lucknow

11-06-2009.

N. K. PURCHIT, Presiding Officer

नई दिल्ली, 17 जून, 2009

का.आ. 1952.—जीकोनिक निकाद अधिनिषण, 1947 (1947 का 14) की धारा 17 के अनुसरण में, बीजीय सरकार नोरवर्ग रेलवे के प्रवंधतंत्र के संबद्ध नियोगकों और उनके कर्गकारों के बीच, अनुबंध में निर्दिष्ट औकोगिक विवाद में केन्द्रीय सरकार औकोनिक अधिकरण, लखनक के पंचाट (संदर्ग संबद्ध 23/2008) को प्रवासित करती है, वो केन्द्रीय सरकार को 17-6-2009 की प्राप्त हुआ था।

> [सं. एल-41012/96/2004-आईआर(बी-I)] अथम चूचर, डेस्क अधिकारी

# New Delhi, the 17th June, 2009

8.0. 1952.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the award (Ref. No. 23/2008) of Central Government Industrial Eribunal-cum-Labour Court, Lucknow as shown in the Annexure in the Industrial Dispute between the management of Northern Railway and their workman, which was received by the Central Government on 17-6-2009.

[No. L-41012/96/2004-IR (B-I)]

AJAY KUMAR, Desk Officer

# ANDLE

# CENTRAL GOVERNMENT INDUSTRIAL TREEFRAL-CUM-LABOUT COURT, LUCKNOW

Present: N. K. Purchit, Presiding Officer

I.B. No. 23/2008

Ref. No. L-41012/96/2004/IR(B-I) dated: 19-03-2008

# BETWEEN

The Divisional Organisation Secretary, Uttar Railway Karmchari Union 283/63, Kha Gurhi Kanaora (Premwati Nagar) PO-Manakangar, Lucknow-226001

(Espensing case of Shri Ramesh Chand )

And

The Senior Divisional Personnel Officer Northern Railway, DRM Office, Hassatgani, Lucknow.

# **AWARD**

# 11-6-2009

- 1. By order No. L-41012/96/2004/IR(B-I) dated 19-03-2008 the Central Government in the Ministry of Labour, New Delhi in exercise of powers conferred by clause (d) of sub-section (1) and sub-section (2A) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947) referred this industrial dispute between the Divisional Organization Secretary, Uttar Railway Karnchari Union, 283/63, Kha Garhi Kanaora (Premwati Nagar), PO-Manaknagar, Lucknow, (Espousing case of Shri Ramosh Chand) and the Senior Divisional Personnel Officer, Northern Railway, DRM Office, Hazratganj, Lucknow for adjudication.
  - 2. The reference under adjudication is:
  - "Kya Prabandhan, Uttar Railway Dwara Shri Ramesh Chand Putr Shri Jagannath Prasad, Diesei Sahayak Ko Varsh 1983-84 Ke Panel Main Samanyejit Na Kashe Varsh 1991-92 Ke Panel Main Samanyejit Karma Uchit Tasha Nayaysangat Hai? Yadi Nahi, To Karmkar Kis Anutosh Ko Pane Ka Adhibari Hai?"
- 3. The order of reference was endorsed to the Divisional Organization Secretary, Uttar Railway

Knanchari Union; 25343; Kha Garki Kanaca (Promonic Nagar), PO-Manaknagar, Lucknew with direction to the party raising the dispute to filed the statement of claim along with relevant documents, list of reliance and witnesses with the Tribunal within fifteen days of the receipt to the order of reference and also forward a copy of such a statement to each one of the opposite parties involved in this dispute under rule 10 (B) of the Industrial Disputes (Central), Rules, 1957.

- 4. The order of reference was received in the Tribunal on 31-3-2008 and the waited for the statement of claim till 25-4-2008; but no statement of claim together with documents etc. was filed. In the circumstances the registered summons were issued to the workman's union to file their statement of claim along with relevant documents and list of reliance and witness on 30-5-2008. The registered notice was issued, but neither statement of claim nor envelop containing notice was received back in the office till 26-9-2008, therefore, one more registered notice, in the interest of justice, was issued to the parties calling upon to file their statement of claim/written statement. This time again, as per office report dated 5-12-2008, none turned up from either parties, nor envelops containing notice were received back in the office, therefore, it was presumed that summons were duly served upon the parties. However, before reserving the file for 'no claim award' one more opportunity was extended to the parties to file their claim statement/written statement on 09-01-2009; and accordingly registered notices were issued.
- 5. After lapse of several months Shri S.K. Srivastava filed his authority on behalf of opposite party, to represent the case before this Tribunal, but again none appeared from workman's union and the case was adjourned to 13-2-2009. On 13-2-2009 and other successive dates none appeared from workman's union to press the case, accordingly, the case was reserved for orders/award on 10-6-2009.
- 6. It is settled that if a party challenges the legality of an order, the burden lies upon him to prove illegality of the order and if no evidence is produced the party invoking jurisdiction of the Court must fail. In the instant case the burden was on the workman's union to set out the grounds to challenge the validity of the action of the management of Northern Railways in adjusting the workman in the panel for year 1991-92 instead of panel for year 1983-84 by filing its statement of claim and to prove the said action is illegal and unjustified. The workman's union has not filed its statement of claim. The representative of the opposite party has put up his appearance but in the absence of any statement of claim from workman's union, the opposite party could not file its written statement.
- 7. In the above circumstances, there is no need to decide and reply the reference on merit. It appears that the workman's union does not want to pursue its claim on the basis of which it has raised present industrial dispute, therefore, the present reference order is decided

as if there is no grievance left with the workman. Resultantly no relief is required to be given to the workman concerned. The reference under adjudication is answered accordingly.

8. Award as above.

Lucknow

11-06-2009.

N. K. PUROHIT, Presiding Officer

# नई दिल्लीं, 17 चून, 2009

का.का. १९५३. - वैद्येषिक विकाद मिलिनयम, 1947 (1947 का 14) की कारा 17 के अनुसरण में, केन्द्रीय सरकार नार्व्य रेलवे के प्रवंपतंत्र के संबद्ध नियोक्कों और उनके कर्मकारों के बीच, अनुबंध में निर्देश्ट औद्योगिक जिवाद में केन्द्रीय सरकार क्रीक्रोगिक अधिकरण, स्वापक के पंचाद (विवर्ष संख्या 34/2008) को प्रकारित करती है, को केन्द्रीय सरकार क्री 17-6-2008 को प्राप्त हुआ था।

[सं कार्याकार/113**८कार/- सार्व**आव(**ची-1**)] अवन सुन्तर, केळा कविकारी

# New Delhi, the 17th June, 2009

S.O. 4953.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government insuby publishes the award (Ref. No. 24/2008) of Central Government industrial Tailment-cum Labour Court, Lucknow as shown in the America in the Industrial Dispute between the management of Northern Railway and their workman, received by the Central Government on 1746-2009.

(No. L-41012/113/2004-IR.(B-I)]
AJAY KIJMAR, Desk Officer

# ATTEME

CENTRAL GOVERNMENT SEDUSTRIAL,
TREBUNAL CUM-LANGUR COURT, LUCKSTON

Prompt: N. K. Popphir, Presiding Officer
LD.Mis. 34/3008

Bef. No. L-41042/113/2004/IR(B-I) 44167: 19-3-2004

# MINEN

The Divisional Organisation Secretary, Uttar Railway Karmchari Union, 283/63, Kha Garhi Kanasa (Premwati Nagar), PO-Manakangar, Lucknow-226001

(Espousing case of Shri Vijay Kumar)

And ...

The Senior Divisional Personnel Officer Northern Railway, DRM Office, Hazratganj, Lucknow.

# AWARD

# 11-6-2009

- 1. By Order No. L-41012/113/2004-IR(B-I) dated 19-3-2008 the Central Government in the Ministry of Labour, New Delhi in exercise of powers conferred by clause (d) of sub-section (1) and sub-section (2A) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947) referred this industrial dispute between the Divisional Organization Secretary, Uttar Railway Karmchari Union, 283/63, Kha Garhi Kanaora (Premwati Nagar), PO-Manaknagar, Lucknow, (Espousing case of Shri Vijay Kumar) and the Senior Divisional, Personnel Officer, Northern Railway, DRM Office, Hazratganj, Lucknow for adjudication.
  - 2. The referance under adjudication is:
  - "Kya Prabandhan, Utter Railway Dwara Shri Vijay Kumar Putr Shri Prithvi Raj, Diesel Sahayak Ko Varsh 1983-84 Ke Panel Main Samaayojit Na Karke Varsh 1991-92 Ke Panel Main Samaayojit Karna Uchit Tatha Nayaysangat Hai? Yadi Nahi, To Karmkar Kis Anutosh Ko Pane Ka Adhikari Hai?"
- 3. The order of reference was endorsed to the Divisional Organization Secretary, Uttar Railway Karmchari Union, 283/63, Kha Garhi Kanaora (Premwati Nagar), PO-Manaknagar, Lucknow with direction to the party raising the dispute to filed the statement of claim along with relevant documents, list of reliance and witnesses with the Tribunal within fifteen days of the receipt of the order of reference and also forward a copy of such a statement to each to the opposite parties involved in this dispute under rule 10 (B) of the Industrial Disputes (Central), Rules, 1957.
- 4. The order of reference was received in the Tribunal on 31-3-2008 and the waited for the statement of claim till 25-4-2008, but no statement of claim together with documents etc. was filed. In the circumstances th eregistered summons were issued to the workman's union to file their statement of claim along with relevant documents and list of reliance and witness on 30-5-2008. The registered notice was issued, but neither statement of claim nor envelop containing notice was received back in the office till 26-9-2008, therefore, one more registered notice, in the interest of justice, was issued to the parties calling upon to file their statement of claim/written statement. This time again, as per office report dated 5-12-2008, none turned up from either parties, nor envelops containing notice were received back in the office, therefore, it was presumed that summons were duly served upon the parties. However, before reserving the file for 'no claim award' one more opportunity was extended to the parties to file their claim statement/ written statement on 9-1-2009, and accordingly, registered notices were issued.
- 5. After lapse of several months Shri S. K. Srivastava filed his authority on behalf of opposite

- party to represent the case before this Tribunal, but again none appeared from workman's union and the case was adjourned to 13-2-2009. On 13-2-2009 and other successive dates none appeared from workman's union to press the case, accordingly, the case was reserved for orders/award on 10-6-2009.
- 6. It is well settled that if a party challenges the legality of an order, the burden lies upon him to prove illegality of the order and if no evidence is produced the party inveking jurisdiction of the Court must fail. In the instant case the burden was on the workman's union to set out the grounds to challenge the validity of the action of the management of Northern Railways in adjusting the workman in the panel for year 1991-92 instead of panel for year 1983-84 by filing its statement of claim and to prove the said action is illegal and unjustified. The workman's union has not filed its statement of claim. The representative of the opposite party has put up his appearance but in the absence of any statement of claim from workman's union, the opposite party could not file its written statement.
- 7. In the above circumstances, there is no need to decide and reply the reference on merit. It appears that the workman's union does not want to pursue its claim on the basis of which it has raised present industrial dispute, therefore, the present reference order is decided as if there is no grievance left with the workman. Resultantly no relief is required to be given to the workman concerned. The reference under adjudication is answered accordingly.
  - 8. Award as above.

Lucknow 11-6-2009

N. K. PUROHIT, Presiding Officer

# नई दिल्ली, 17 जुन, 2009

का.आ. 1954.— अंबोरिक विवाद अधिवियम, 1947 (1947 का 14) की धरा 17 के अनुसरण में, केन्द्रीय सरकार साडधरन रेलवे के प्रमंबात के संबद्ध नियोजकों और उनके कर्मकारों के बीच, अनुसंघ में निर्देश्ट औद्योगिक विवाद में केन्द्रीय सरकार औद्योगिक अधिकरण, खोषीन के पंचाट (संदर्भ संबाद 117/2006) को प्रकाशित करती है, को केन्द्रीय सरकार को 17-6-2009 को प्रान्त हुआ था।

> [सं. प्रम-41012/51/2004--आईआर(बी-I)] अक्रम मुक्तर, डेस्क अधिकारी

New Delhi, the 17th June, 2009

S.O. 1954.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the award (Ref. No.117/2006) of Central Government Industrial Tribunal-cum-Labour Court, Cochin as shown in the Annexure in the Industrial Dispute between the management of Southern Railway and their workmen, received by the Central Government on 17-6-2009.

[No. L-41012/51/2004-IR (B-I)] AJAY KUMAR, Desk Officer

# ANNEXURE

# CENTRAL GOVERNMENT INDESTRIAL TRIBUNAL-CUM-LABOUR COURT, ERNAKULAM

Present: P.L. Nerbert, B.A. LL.B., Presiding Officer (Thursday the 28th day of May 2009/7th Jyaistha, 1931)

# I.D. 117/2006

# (I.D. 21/2004 of Labour Court, Ernakulam)

Union

The General Secretary,

Southern Railway Construction Workers Union, Rly. Ort. No. ERP-

116-B, Cochin- 682 016

By Adv. Sri Anilkumar.

Management:

The Senior Divisional Personal

Officer, Southern Railway,

Trivandrum-14.

By Adv. Sri. M. C. Cheriyan.

This case coming up for hearing on 20-5-2009, this Tribunal-cum-Labour Court on 28-5-2009 passed the following.

# **AWARD**

This is a reference made under Section 10(1)(d) of Industrial Disputes Act, The reference is:

"Whether the action of Sr. Divisonal Personnel Officer, Southern Railway, Trivandrum in not regularising the service of Sh. G. Sasidharan, Ad-Hoc Serang in Group 'C' post in railways is fair, legal and justified? If not, what relief the concerned workman is entitled to?"

- 2. The facts of the case in brief are as follows:—The workman Sh. G. Sasidharan joined service of Railway on 1-5-1972 as casual labourer with designation adhoc Serang in the construction wing. He was granted temporary status on 1-1-84 the workman through union has clamed regularization in the post of "Serang" which is "group-C" category. He superannuated without regularisation on 30-6-2003. He was given retirement benefits like gratuity, PF, leave encashment etc. except pension. The workman claims regularisation in "group-C" category from 1996 when the railway board had taken a decision to regularise casual employees.
- 3. Accordingly to the management a casual employee cannot straight away get promotion to group-C category. He has to acquire technical qualification for regular appointment as Serang. The chance for promotion or regularisation in group-C category is very very limited. The post of Serang is a skilled post and filled up by cadre recruitment as well as promotion in certain ratio. The scope for promotion of persons like the workman is only 12.5% of the total vacancies. However till his retirement no vacancy of the extent required to regularise a casual employee arose in skilled post (Serang). Hence he is not entitled for regularisation in Group-C category. He is also not eligible for direct

recruitment as he has no technical qualification. He is not eligible for pensionery benefits for which he should be a regular employee.

4. In the light of the above contentions the only point that arises for consideration is:—

Whether the Workman is entitled for regularization with Group C post?

The evidence consists of the oral testimony of WW1 and decumentary evidence of firsts. W-1 to W-21 on the side of the union and Exts. MY to M3 on the side of the management.

- 5. The Point: It is an admitted fact that Sh. G. Sasidharan joined service on 1-5-1972 as casual labourer in the skilled category in the construction wing of railway. He was granted temporary status on 1-1-1984. It is not disputed that the service conditions of the workman is governed by the Railway Establishment Manual. Para 2001 of Railway Establishment Manual Vol. II 1990 edition refers to definition of casual labour and grant of temporary status. Note 7 to para 2001 says that a casual labourer shall not be retained in service beyond the age of 58 years. Para 2005 (b) says that casual labour having temporary status do not automatically become permanent or regular. The railway has to select through regular selection board for 'group-D post in the manner laid down from time to time as well as, subject to the orders of railway board issued from time to time. Para 2006 says that the absorption of causal labour is not automatic on the basis of vacancies arising, but on the basis of suitability and eligibility of individual casual labour, rules regarding seniority and instructions of railway board and such absoption of casual labour will be to Grade-D category. Para 2007(1) says that normally casual labour should not beappointed in skilled categories without a trade test. However when no panel of suitable candidates is available engagement of casual labour in semi-skilled or skilled categories may be resorted to without trade test. But they should be subjected to suitability test for semi-skilled and skilled grade before they attain temporary status. Sub-para 3 of para 2007 says that casual labour can be absorbed in regular vacancies in skilled groups provided they have passed the requisite trade test to the extent of 25% of vacancies reserved for departmental promotion (i.e. 12.5%) from the unskilled and semi-skilled categories.
- 6. It is on the basis of the provisions in the railway manual that the management contends that the workman being a casual labourer though working in skilled category was not eligible regularisation in skilled category till his retirement. As per the provisions of railway manual referred supra appointment to skilled category (group-C) is by direct recruitment as well as promotion from unskilled and semi-skilled categories in the ratio 50:50. Out of the promotion quota of 50%, 25% is reserved for departmental promotion from the un-skilled and semi-skilled categories. As per para 2007

(3) casual labour who are promoted to semi-skilled. skilled and highly skilled categories due to non availability or regular departmental candidates can be absorbed in regular vacancies in skilled grades provided they have passed the requisite test to the extent of 25% of vacancies reserved for departmental promotion. WW1 admits that the workman did not have technical qualification. The workman could be considered for regularisation in Grade-C (stalled) only if vacancy arese to the extent 12.5%. In 1996 the sailway bound had increase a circular for de-casualisation of all course labour numbering 56,000 all over little by absorbing them as Grade-D employees. The workship was given such an order. But the filed O.A.905 of 1997 before Central Administrative Tribunal challenging the order, Similarly placed workers also filed O.As' before Central Administrative Tribunal. Meanwhile railway board issued a new circular dated 69-04-1997 regarding regularisation of skilled casual labourers. The relevant portion of the railway board's order is quoted in the order in OA 905 of 1997 and other O.As (Ext. M2). Three options are available to casual analysis. working in Grade-C category order.

- whether they are Diploma a chance to appear in examinations conducted by RRB or the Reibury) for posts as per their suitability and qualification without any age bar.
- (ii) Notwithstanding (i) above, such of the casual labour in Group 'C' scales as are presently entitled for absorption as skilled artisans against 25% of the promotion quota may continue to be considered for absorption as such.
- (iii) Notwithstanding (i) and (ii) above, all causal labour may continue to be considered for abosospites in Group 'D' on the basis of the number of days put in as casual labour in respective units".
- 7. The workman as well as other applicants claimed benefits of circular before Central Administrative Tribunal. Hence C.A.T. ordered the railway to give the said benefits to the applicants. Later, one of the applicants filed a contempt potition before C.A.T. alleging that the railway failed to comply with the direction in OA and contider him for absorption in accordance with Railway Board's Circular of 69-64-1997. However the court observed that since no vacancies had arisen in the quota for departmental premotion, there was no fault on the part of the railway in not absorbing the petitioner and hence the contempt petition was dismissed on 05-12-2001. Ext.M3 is the order in contempt petition. The observation of C.A.T. in Ext.M3 is also applicable to the workman because he is a person similarly situated.
- 8. On 30-08-2003 the workman superannuated at the age of 58 years. He was given terminal benefits like gratuity, PF, leave surrender etc., but no pensioary

benefits. The radway half disputables the workshop as a regular Gauge-D campleyer (ganguant): But the weekman and a few others did mot went to be regularised in Group-D category. Therefore they challenged the ion of the railway by filing O.A. 304 of 1988. Ext. M1 is the order of C.A.T. The workman and others were directed to submit a declination to the railway to the effect that they were not willing to be regularised in Group-D category and that they would continue as shifted caused these till they get shifting in Group-C chargery and the Table Caused to the Caused the Caused to the Caused the Caused to declaration of declaration of the declaration of th ised his option by Ext.W-17 m. The weakman preferred to remain as skilled it labour which was equivalent to Group-C category ed get better manuscration than get absorbed in Group-D category (gangman) which is a lower post carrying lower pay. He could not have appeared for direct recruitment to the post of Group-C becasuse he had not need the wade test. In fact he had not applied also direct recruitment. As per the provisions of Railway shall be sailway's board's as anilway's board's the workman could be the regularisation in Group-C post only if N C.A.T. had decided the contempt petition on 1 1/2 years thereafter on 30-06-2003. The union has not been able to prove wanter to any record that after the order of C.A.T. in contempt petition any vacancy had arisen in order to accommodate the workman. If, for want of vecancy, the weekmen was not argularised the railway مطلأ بطف

9. The learned counsel for the union submits that the workman may be given pension. It is admitted by WW1 that only regular employees are eligible for pension. No doubt the workman had rendered service from 1972 till 2003 and he had obtained temporary status and was drawing scale wages from 1984. But that will not be a criterion for deciding eligibility for pension. The learned counsel for the union has produced a copy of mt in O.P. 3335 of 1998 of Hou'ble High Court of Korsia. It is an O.P. filed by another casual employee for pensionary benefits. But the bound counsel for the milway submits that the facts in that case are not similar d persons in both cases are not similarly placed. Whatever that be this court is bound to confine itself to the terms of reference and cannot sail beyond the territorial waters of this court in view of the decision of Hon'ble Supreme Court in State Blank of Bikaner & Jaipur V/s. Om Prakash Sharma (2006) 5 SCC 123, para 8. The reference is only to decide whether the demand for regularisation is legal and justified. The question of pensionary benefits is not a matter referred for adjudication. Hence I refrain from deciding that issue.

In the result an award is passed finding that the action of the management in not regularising the workman Shri G. Sasidharan in Group-C post is legal and justified and the workman is not entitled for any relief.

The award will come into force one month after its publication in the official gazette.

Dictated to the Personal Assistant, transcribed and typed by her, corrected and passed by me on this the 28th day of May, 2009.

P. L. NORBERT, Presiding Officer

# **Appendix**

# Witness for the Union

WW1 - 07-03-2008-

Robert D'Souza

Witness for the Management - NIL

# Exhibits for the workman

W1-11-4-2003 - Letter No. G.S. 1/03 of General
Secretary, Southern Railway
Construction Worker's Union,
Ernakulam.

W2 - 15-09-2003- Reply filed by the union.

W3 - 28-09-1989- Order in O.A. No. K.-240/88 & K-334/ 88.

W4 - 27-10-1989 Order in O.A. No. K-304/88.

W5-30-08-2000 Order in O.A. 905/97, O.A. 1193/97 O.A. 1194/97, O.A. 1196/97, O.A. 1217/ 97, O.A. 1600/97, O.A. 1624/97, O.A. 1664/97, O.A. 1667/97, O.A. 50/98 and O.A. 54/98 of Central Administrative Tribunal, Ernakulam Bench.

W6 -Letter No. P. 407/1/CN/Decasualisation dated 30-8-1991 of Chief Engineer, Southern Railway.

W7-Office Order No. 2/92/WP of Divisional Personnel Officer, Southern Railway.

W8-Letter No. IOW/CN/E.3 dated 13-1-1992 of Inspector of Works, Construction, Southern Railway, Ernakulam.

W9 - No. P. 626/DL/QLN dated 24-06-2003 of Executive Engineer, Southern Railway.

W10 - Letter No. MR/A/30/2/2001 dated 10th July, 2001 sent by Sh. Nitish Kumar to Shri N.K. Premachandran.

W 11- No. E (NG) II /2001/RC-33/SR/29/CA-III dated 26-3-2002 sent by Shri Nitish Kumar to N. K. Premachandran.

W12-Certificate of Merit issued by Chief Engineer to Sri G. Sasidharan on 24-12-1982.

W-13-Certificate of Merit issued by Chief Engineer To Sri G. Sasidharan on 28-7-1989.

W14 -Certificate of Merit issued by Assistant Engineer to Shri G. Sasidharan on 20-5-1993.

W15-Certificate of Merit issued by Chief Project Manager to Shri G. Sasidharan on 1-12-1993.

W-16- Certificate of Maritistived to Shri G. Sasidharan. W-17-Option for absorption signed by G. Sakidharan dated 21-09-2001

W-18-Letter No. P. 564/1/CN/TVC dated 31.8,2001 of Chief Engineer Construction/Egmore, Southern Railway.

W-19- No. J/P407/IX/MAQ dated 19-10-1984 of Assistant Personnel Officer, Southern Railway.

W-20-No. O/P564/TX/Decasualisation/91 dated 11-12-1992 of Chief Bridge Inspector, Southern Railway.

W-21- Indgement in O.P. No. 3335 of 1998(V) dated 6-8-2003 of the Hon'ble High Court of Kerala.

# Exhibits for the Management

M1- Order in O.A. No. K-304/88 dated 27-40-1989.

M2- Order in O.A. 905/97, O.A. 1193/97,

O.A. 1194/97, O.A. 1196/97, O.A. 1217/97, O.A. 1600/97, O.A. 1624/97, O.A. 1664/97, O.A. 1664/97, O.A. 1667/97, O.A. 50/98 and O.A. 54/98 of Central Administrative Tribunal, Ernakulam. Bench.

1.

M3- Order in C.P.(C) No. 34/2001 in O.A. 1664/97 dated 5-12-2001 of Central Administrative Tribunal, Ernakulam Bench.

# 🚋 र्**नई दिस्सी, 18 जून, 2009** 🛠 🗀 🧺 🖫

का.आ. 1955.— औधोंगिक विवाद अधिनियम, 1947 (1947 का 14) की धारा 17 के अनुसरण में, केन्द्रीय सरकार में. इंडियन एअरलाइस, नई दिल्ली के प्रबंधतंत्र के संबद्ध निर्योजकों और उनके कर्मकारों के बीच, अनुबंध में निर्दिष्ट औद्योगिक विवाद में केन्द्रीय सरकार औद्योगिक अधिकरण/श्रम न्याबालय सं.1, नई दिल्ली के पंचाट (संदर्भ संख्या 31/2007) को प्रकाशित करती है, जो केन्द्रीय सरकार को 18-6-2009 को प्राप्त हुआ था।

[सं एल-11012/07/2003-आई.आर (सी-1)] स्नेह लता जवास, डेस्क अधिकारी

# New Delhi, the 18th June, 2009

S.O. 1955.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the award (Ref. No. 31/2007) of the Central Government Industrial Tribunal-cum-Labour Court, No.-I, New Delhi now as shown in the Annexure in the Industrial Dispute between the employers in relation to the management of M/s. Indian Airlines, New Delhi and their workman, which was received by the Central Government on 18-6-2009.

[No. L-11012/07/2003-IR (C-I)]
SNEH LATA JAWAS, Desk Officer

# Action

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## ACCIONATION

The Central Government wide its Goder No. L -11012/7/2005-IR(CIVI-1), distud 21-2007 inscollered the following industrial dispates to this. Billiand Survey industrial dispates:

- "Whatier the demandation big out Employees Spiess to reinstate: She: Millian Chand Sies Sh. Zalli. Rom, Ex-Cleaner, with full limb, wages, in the services of Miss Sandijne Enterprises, or Miss. Indian Addition, is legal & justified?" "If so, to what relief is the concerned weak manuscrifted?"
- 2: When this dispute was subjected by the appropriate Government for adjudications can 23-2-97, weakings was called upon to file his claims summent within 15 days. Despite this direction by the appropriate Government workman opted not to filed by the washing in parameter of above disections, notice was such to him on 15-5-00 by regd. Post, calling upon him to file his alian summe. Notifier pastal article was such to file his alian summer appeared Every presumption limited businessed the first that the the weathness has been appeared.
- 3: Despite service of the matine, the western negret in a state of the discourse of the state of

workston and the management Hence No Dispute Award is passed. It be sent to the appropriate Government for publication.

Duted: 4-6-09

Dr. R. K. YADAV, Presiding Officer

नई पिल्ली, 18 🍟, 2009

वादका, 1906, - और्थानिक विकाद अधिनिक्स, 1947 (1947 वार 14) की बास 17 के अनुसरक में, केम्ब्रीक संस्काद में, इंडियन क्लार्ट्सिक, मूर्ट किरसी के आधारिक में संबद्ध निकाद में केन्द्रीय सरकाद के बीच, अनुबंध में निर्विद्ध और्थानिक विवाद में केन्द्रीय सरकाद बीचोनिक अधिनारक में कोन्द्रीय सरकाद बीचोनिक अधिनारक में कोन्द्रीय सरकाद (संदर्भ संबद्धा 32/ 2007) कोन्द्रावसिक करती हैं, जो केन्द्रीय सरकाद को 18-6-2009 की सामान्त्रकाद था।

[सं: कार्यकार 2449/2003 - आर्ट् आर.(सी-1)] स्थित सामा जवास, डेरेक अधिकारी

New Delhi, the 19th June: 2009

Section 17 of the limitation Disputes Act, 1947 (14 of 1947), the Central Government Industrial Tritumal-cum-Labour Court, New-L. New Delhi new as shown in the American Dispute between the employers in relation to the summanment of New Indian Airlines, New Delhi and Male weekinsen, which was received by the Central Government of 186-2009;

[Plo: L-14012/49/2003-IR (C-I)] STATH LATA JAWAS, Desk Officer

# Address:

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Northermatter of dispute between Star Garinder Singh S/o Slari Zlik Singh; G/o Allid, 2, V. R. Heuse; Richithng; Hear Stalls

...Workman

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The Gamenid thanger (2), Mis. Indian Aidines, I/G-I: Terminald, Polan; Namelalki

2: Note. Account Enterprises, literature 423; Village and Pout Office Keynolters; New Endit-140037.

3: Mfs. Sunubine: Enterprises, As 60; Nissual Plani; Bajjant Magan-FK,

New-Dubi-110024:

...Wanagement:

# AWADD

The Central Government vide its Order No.22-11012/49/2003-IR (CM-I), dated 23-2-07 has referred the sollowing industrial disputes to this Tribunal for adjudication:

"Whether the demand of Airport Employees Union to reinstate Shri Surinder Singh S/o. Shri Zila Singh, Ex-Cleaner, with full back wages, in the services of M/s. Sunshine Enterprises, or M/s. Indian Airlines, is legal & justified? If so, to what relief is the concerned workman entitled?"

- 2. When this dispute was referred by the appropriate Government for adjudication on 23-2-07, workman was called upon to file his claim statement within 15 days. Despite this direction by the appropriate Government workman opted not to file his claim statement. When claim statement was not filed by the workman in pursuance of above directions, notice was sent to him on 15-5-09 by regd. Post, calling upon him to file his claim statement. Neither postal article was received back nor the workman appeared. Every presumption lies in favour of the fact that the workman has been served with the notice.
- 3. Despite service of the notice, the workman opted not to file his claim statement. In terms of the reference, as detailed above, onus was on the workman to show legality and; justifiability of the demand for reinstatement in service. Since workman had not come forward to file his claim statement in the matter, it appears that he is not interested in pursuing his case. Absence of claim statement is suggestive that there remains no dispute between the workman and the management, Hence No Dispute Award is passed. It be sent to the appropriate Government for publication.

Dated: 4-6-09

DR.R.K. MADAV, Presiding Officer नई दिल्ली, 18 जून, 2009

का,आ. 1957.— औद्योगिक विवाद अधिनियम, 1947 (1947) का 14) की धारा 17 के अनुसरण में, केन्द्रीय सरकार में. इंडियन एअरलांइस, नई दिल्ली के प्रबंधतंत्र के संबद्ध तियोजकों और उनके कर्मकारों के बीच, अनुबंध में निर्दिष्ट औद्योगिक विवाद में केन्द्रीय सरकार औद्योगिक अधिकरण/जम न्यायालय सं.1, नई दिल्ली के पंचाट (संदर्भ संख्या 33/2007) को प्रकालित करती है, वो केन्द्रीय सरकार को 18-6-2009 को प्राप्त कुना था।

[सं. एल-11012448/2903-बाई-बाए(सीना)] स्पेह-ताता अवास्, डेस्क अधिकारी

New Delhi, the 18th Hune, 2009

Sale. 1957.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the await! (Ref. No. 33/2007) of the Central Government industrial Education Library Court, No. I, New Delhi now as thour in the Aumening in

the Unitestrial Misquetelastementhe anglogues in artisian to the management of Miss. Softian Midians, Nion Public and their workers, which was sunsined by the Control Communication? 1845-2009.

PARHILANA DAMAS, Bod Officer

GREEN R. R. K. SANDA VINNINGS CONTRACTOR

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I.D. No. 38/2007

In the matter of dispute hetween: Shri Ramoth Kunner Kio, Legat Singh, Clo. HEU, 3, V. P. Hanne, Raft Ming, New Dolls: 184001.

**Wellman** 

No.

The General Manager (P), M/s\_Indian & diagos, KGil. Terminal I, Palam, New Delhi.

2. NVs. Auton Estappiecs, Historiko 423, Village anti Post Office Kapathara, New Dalhi-110007.

3. W/s. Southing Enterprising, A-60 Nimut Pari, Lajpat Vingar TV, New Parin - Tileza.

. Management

The Centre (Generoment vide its Origin: No. II. 411012/ 48/2003 (IR: (CMI), that II.23-2/47/harrsform! the fellowing industrial disputes nothis Fribusal for adjudication:

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- 2. When this dispute was referrally the appropriate Government for adjutication on 23-2-07, well-than was called upon to file this athem statement within 15 days. Despite this dimention by the appropriate Government workman appetenance (filed by the well-man in parameter of above directions, notice was sant to him on 15-5-09 by regd. Rost, calling upon him to file his dising statement. Notition parameter. Notition postal article was received that conthe weathman appeared. Every presumption him in former of the first that the weathman appeared. Every presumption him in former of the first that the weathman has been accorded with the motion.
- 3. Despite services Riberative, this mellanare quality mottofflethis disim-statement. In the meal Riberation and contents, as

detailed above, onus was on the workman to show legality and; justifiability of the demand for reinstatement in service. Since workman had not come forward to file his claim statement in the matter, it we pears that he is not interested in pursuing his case. Absence of claim statement is suggestive that there remains no dispute between the workman and the management. Hence No Dispute Award is passed. It be sent to the appropriate Government for publication.

Dated: 4-6-09

Dr. R. K. YADAV, Presiding Officer नई दिल्ली, 18 जन, 2009

का.आ. 1958.—औद्योगिक विवाद अधिनियम, 1947 (1947 का 14) की धारा 17 के अनुसरक में, केन्द्रीय सरकार में. इंडियन एअरलाइस, नई दिल्ली के प्रबंधतंत्र के संबद्ध नियोजकों और उनके कर्मकारों के बीच, अनुबंध में निर्दिष्ट औद्योगिक विवाद में केन्द्रीय सरकार औद्योगिक अधिकरण/श्रम न्यायालय सं. I, नई दिल्ली के पंचाट (संदर्भ संख्या 35/ 2007) को प्रकाशित करती है, जो केन्द्रीय सरकार को 18-6-2009 को प्राप्त हुआ था।

[सं. एल-11012/46/2<del>903-आई.आर.(सी-1)]</del> स्नेह लता जवास्, डेस्क अधिकारी

New Delhi, the 18th June, 2009

S.O. 1958.—In Pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the award (Ref. No. 35/2007) of the Central Government Industrial Tribunal-cum-Labour Court, No.-I, New Delhi now as shown in the Annexure in the Industrial Dispute between the employers in relation to the management of M/s. Indian Airlines, New Delhi and their workman, which was received by the Central Government on 18-6-2009.

[No. L-11012/46/2003-IR (C-I)] SNEH LATA JAWAS, Desk Officer ANNEXURE

BEFORE DR. R. K. YADAV: PRESIDING OFFICER
CENTRAL GOVERNMENT INDUSTRIAL TRIBUNALCUM-LABOUR COURT No. I, NEW DELHI
KARKARDOOMA COURT COMPLEX: DELHI

I.D. No. 35/2007

In the matter of dispute between:
Shri Umesh Kumar son of Shri Laxman Singh,
C/o AEU, 3, V. P. House, Rafi Marg,
New Delhi - 110001. ... Workman

Versus

The General Manager (P), M/s. Indian Airlines, I.G.I. Terminal I, Palam, New Delhi. 2. M/s. Aroon Enterprises, House No. 423, Village and Post Office Kapashera, New Delhi -37.  M/s. Sunshine Enterprises, A-60, Nirmal Puri, Laipet Nagar -IV.

New Delhi -24.

...Management

# AWARD

The Central Government vide its Order No. L-11012/46/2003 (IR (CM-I) dated 23-2-07 has referred the following industrial dispute to this Tribunal for adjudication:

- "Whether the demand of Airport Employees Union to reinstate Shri Umesh Kumar, S/o Shri Laxman Singh, Ex-Cleaner, with full back wages, in the services of M/s Sunshine Enterprises, or M/s. Indian Airlines, is legal & justified? If so, to what relief is the concerned workman entitled?"
- 2. When this dispute was referred by the appropriate Government for adjudication on 23-2-07, workman was called upon to file his claim statement within 15 days. Despite this direction by the appropriate Government workman opted not to file his claim statement. When claim statement was not filed by the workman in pursuance of above directions, notice was sent to him on 15-5-09 by regd. Post, calling upon him to file his claim statement. Neither postal article was received back nor the workman appeared. Every presumption lies in favour of the fact that the workman has been served with the notice.
- 3. Despite service of the notice, the workman opted not to file his claim statement. In terms of the reference, as detailed above, onus was on the workman to show legality and; justifiability of the demand for reinstatement in service. Since workman had not come forward to file his claim statement in the matter, it appears that he is not interested in pursuing his case. Absence of claim statement is suggestive that there remains no dispute between the workman and the management. Hence No Dispute Award is passed. It be sent to the appropriate Government for publication.

Dated: 4-6-09

Dr. R. K. YADAV, Presiding Officer नई दिल्ली, 22 जून, 2009

का.आ. 1959.—औद्योगिक विवाद अधिनियम, 1947 (1947 का 14) की धारा 17 के अनुसरण में, केन्द्रीय सरकार एवं एन.एल. सी.एल. के प्रबंधतंत्र के संबद्ध नियोजकों और उनके कर्मकारों के बीच, अनुबंध में निर्दिष्ट औद्योगिक विवाद में केन्द्रीय सरकार औद्योगिक अधिकरण चैन्नई के पंचाट (संदर्भ संख्या 28/2009) को प्रकाशित करती है, जो केन्द्रीय सरकार को 22-6-2009 को प्राप्त हुआ था।

[सं. एल-22012/394/2007-आई.आर.(सीएम-II)] अजय कुमार गौड़, डेस्क अधिकारी

New Delhi, the 22nd June, 2009

S.O. 1959.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central

Government hereby publishes the award (Ref. No.28/2009) of the Central Government Industrial Tribunal-cum-Labour Court, Chennai as shown in the Annexure in the Industrial Dispute between the management of Neyveli Lignite Corp. Ltd., Builders Association of India, NLC Contractor's Association, and their workmen, received by the Central Government on 22-6-2009.

> [No. L-22012/394/2007-IR (CM-II)] AJAY KUMAR GAUR, Desk Officer ANNEXURE

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL-CUM-LABOUR COURT **CHENNAI**

Monday, the 15th June, 2009

Present: A. N. JANARDANAN, Presiding Officer

# Industrial Dispute No. 28/2009

(In the matter of the dispute for adjudication under clause (d) of sub-section (1) and sub-section 2 (A) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), between the Management of Neyveli Lignite Corporation Ltd. and their workmen).

# BETWEEN

The General Secretary,

Petitioner/Party

NLC Jeeva Oppandha Thozhilalar Sangam,

D-13, Mahatma Gandhi Road,

Block -24

Neyveli - 607801

AND

1. The Director (Personnel)

1st Respondent

Neyveli Lignite Corporation Ltd.

Neyveli - 02

2. Sri M. Ashok Kumar

2nd Respondent

Chairman

**Builders Association of India** 

Y-231, Block-29

Neyveli - 607807

3. Sri V. T. Govindraj

3nd Respondent

President

**NLC Contractors Association** 

Type-II-317, Block -5

Neyveli - 607803

# **APPEARANCE**

For the Petitioner

: None

For the 1st Management:

M/s N.A.K. Sarma

For the 2nd Management:

None

For the 3nd Management: None

# **AWARD**

The Central Government, Ministry of Labour vide its order no. L-22012/394/2007-IR (CM-II) dated 17-2-2009 referred the following Industrial Dispute to this Tribunal for adjudication:

The schedule mentioned in that order is:

"Whether the demand of NLC Jeeva Oppandha Thozhilalar Sangam for payment of 8:33% bonus as per Payment of Bonus Act, 1965 is legal and justified? If so, to what relief are the workmen entitled?"

- 2. After the receipt of Industrial Dispute, this Tribunal has numbered it as 1. D. 28/2009. Pursuant to notice under RPAD, the First Respondent entered appearance. Petitioner, Second and Third Respondent are called absent and set ex-parte.
- 3. No statement of claim or documents or witness list have been filed by the petitioner or by the Respondents.
- 4. First Respondent has filed statement of objections. The substance of the same is as follows:-

Pending the present reference, the Respondent-1 decided to grant bonus at the rate of 8.33% of annual wages to private contractors engaged by it subject to conditions under the Payment of Bonus Act, 1965. Proceedings dated 9-4-2008 was issued in which notification has been published to the effect of the first Respondent Corporation would be reimbursing bonus at the rate of 8.33% to the contractors engaged in various units for the years 2005-2006 and 2006-2007 payable respectively in 2006 & 2007 and in pursuance thereof the bonus has already been disbursed to the private contractors. For 2007-2008 onwards provision has been included for statutory bonus in work estimates for contracts and incorporated the conditions in contract for payment of bonus as above. In the case of private contract workers they are employed under the respective private contractors. There is no employee-employer relationship between them and the corporation. The first respondent corporation has no subsisting obligation to pay bonus to the private contract workers for 2005-2006 and 2006-2007. The industrial dispute under reference as such does not survive for adjudication as against the corporation. The dispute as against the corporation ceased to exist and the I.D. is only to be closed and struck-off from the file.

- The points for consideration are:—
- (1) Whether the demand of the petitioner union for payment of 8.33% of bonus is legal and justified?
- (2) To what relief the workmen are entitled?
- 6. The petitioner union or anybody on its behalf has not appeared before this tribunal or has filed the statement of claim complete with any list of reliance or witnesses. Petitioner is absent and set ex-parte. The First Respondent in their memo of statement filed have concurrently pleaded first respondent having decided to grant bonus at the rate of 8.33% of annual wages to private contract workers in terms of the conditions of the Payment of Bonus Act, 1965 and also regarding issuance of notification for reimbursement of bonus to the contractors for the years 2005-2006 and 2006-2007. It is further stated that the said bonus has already been disbursed and that

provision for the future years has been included in the work estimates for contracts. It is made clear by first respondent corporation is not the employer of private contract workers. There is no obligation on it to pay bonus to the said workers. Therefore the dispute under reference does not survive.

- 7. As against this neither the petitioner nor the Second and Third Respondent has come forward to whisper anything. The petitioner's claim cannot be found substantiated. The fact that the respondent corporation has decided to grant bonus to the private contract workers and the same is being granted and provision has been made for payment of statutory bonus in future also in terms of the payment of the Bonus Act 1965 through the contractor of the contract workers and in the absence of anything shown by the petitioner that the petitioner/ workman is employed under first respondent and the respondent corporation itself is liable to pay bonus to the petitioner, the claim of the petitioner is not sustainable and so found. Consequently it is held that the claim of the petitioner is not legal and justified.
- 8. In the light of the above finding, the petitioner is not entitled to any relief.
  - 9. The reference is answered as above.

(Dictated to the P. A., transcribed and typed by him, corrected and pronounced by me in the open court on this day the 15th June, 2009).

# A. N. JANARDANAN, Presiding Officer

# Witnesses Examined:-

For the I Party/Petitioner For the II Party/Management None None

Documents Marked:---

From the Petitioner's side

Ex. No.

Date

Description

Nil

From the Management side:

Ex. No.

Date

Description

Nil

नई दिल्ली, 22 जून, 2009

का,आ, 1960,—औद्योगिक विवाद अधिनियम, 1947 (1947 का 14) की धारा 17 के अनुसरण में, केम्द्रीय संस्कार एवं एम.एल.सी.एल. के प्रबंधतंत्र के संबद्ध नियोजकों और उनके कर्मकारों के बीच. अनुबंध में निर्दिष्ट औद्योगिक विवाद में केन्द्रीय सरकार औद्योगिक अधिकरण, चेन्नई के पंचाट (संदर्भ संख्या 14/2009) को प्रकाशित करती है, जो केन्द्रीय सरकार को 22-6-2009 को प्रान्त हुआ था।

> [सं. एल-22012/393/2007-आई.आर.(सीएम-II)] अजय कुमार गौड, डेस्क अधिकारी

New Delhi, the 22nd June, 2009

S.O. 1960.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the award (Ref. No. 14/2009) of the Central Government Industrial Tribunal-cum-Labour Court. Chemne: as shown in the Annexure in the Industrial Dispute between the management of Neyveli Lignite Corp. Ltd., and their workmen, received by the Central Government on 22-6-2009.

> [No. L-22012/393/2007-IR (CM-II)] AJAY KUMAR GAUR, Desk Officer ANNEXURE

# **DEFORE THE CENTRAL GOVERNMENT** INDUSTRIAL TRIBUNAL-CUM-LABOUR COURT, CHENNAI

Monday, the 15th June, 2009

Present: A. N. JANARDANAN, Presiding Officer INDUSTRIAL DISPUTE No. 14/2009

[In the matter of the dispute for adjudication under clause (d) of sub-section (1) and sub-section 2 (A) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), between the Management of Neyveli Lignite Corporation Ltd. and their workmen].

# BETWEEN

1. The President,

...lst Petitioner

NLC Thozhilalar Ottrumai Maiyam, 36, Haja Street, Gangaikondan,

Neyveli - 607802

2. The General Manager,

...2nd Petitioner

NLC General Contract Workers and Staff.

Union, South of Central Bus Stand. Block No. 24, Neyveli - 607802

3. The General Seceretary,

...3rd Petitioner

NLC Anna Contract Thozhilalar Sangam.

8. Main Road.

Nevveli - 607802

4. The General Seceretary,

...4th Petitioner

NLC Dhesiya Mattrrum Indcoaerve, Thozhilalar Sangam, 27-F Hotel Type,

Block -21, Neyveli - 607807

1. The Director (Personnel),

... 1st Respondent

Neyveli Lignite Corporation Ltd,

Nevveli

2. Sri M. Ashok Kumar,

...2nd Respondent

Builders Association of India, Y-231, Block-29, Nevveli - 607607

3. Sri V. T. Govindraj,

... 3rd Respondent

President NLC Contractors Association,

Type-II-317, Black-5, Neyveli - 607803

# APPEARANCE

For the Petitioner

None

For the 1st Management

Shri N. A. K. Sarma

For the 2nd and 3rd Management

None

For the 4th Management

None

# ANARET!

The Central Government, Ministry of Labour vide its Order No: E-22012/393/2007-IR (CM-II) dated 20-10-2008 referred the following Industrial Dispute to this Tribural for adjudication:

The schedule mentioned in that order is:

- "Whether the demand of workmen represented by NLC Thoshilalar Citurmai Maiyam, NLC Anna Contract Thoshilalar Sangam, NLC Phesiya Mattrum Indcoserve Thoshilalar Sangam and NLC General Contract Workers and Staff Union for payment of for payment of 8.33% bonus as per Payment of Bonus Act, 1965 is legal and justified? If so, to what relief are the workmen entitled?"
- 2. After the receipt of Industrial Dispute, this Tribunal has numbered it as I.D. 14/2009. Pursuant to notice under RPAD, Respondent-1 entered appearance. Petitioners, 2nd and 3rd Respondent are called absent and set ex parte.
- 3. No statement of claim or documents or witness list have been filed by the petitioner or by the Respondents.
- 4. First Respondent has illedictatement of objection. The substance of the same is as follows:

Pending the present reference, the Respondent-1 decided to grant borius at the rate of 8.33% of annual wages to private contractors engaged by it subject to conditions under the payment of Bonus Act, 1965. Proceedings dated 9-4-2008 was issued in which notification has been published to the effect of the first Respondent Corporation would be reimbursing bonus at the rate of 8.33% to the contractors engaged in various units for the years 2005-2006 and 2006-2007 payable respectively in 2006 and 2007 and in pursuance thereof the bonus has already been disbursed to the private contractors. For 2007-2008 onwards provision has been included for statutory bonus in work estimates for contracts and incorporated the conditions in contract for payment of bonus as above. In the case of private contract workers they are employed under the respective private contractors. There is no employee employer relationship between them and the corporation. The first respondent corporation has no subsisting obligation to may bonus to the private: contract: weakers for 2005-2006 and 2006-2007. The industrial dispute under reference as such does not survive for adjudication as against the corporation. The dispute as against the corporation ceased to exist and the I.D. is only to be closed and struck off from the file.

- 5. The points for consideration are:
- (4) Whether the demand of the petitioner anion for payment of 8:33% of borns is legal and justified?
- (2) To witherelief the workmen are ontitled?

# Point No. 1

6. The petitioner union or anyhody on its behalf has not appeared before this tribunal or has filed the statement of claim complete with any list of reliance or witnesses. Petitioners are absent and set ex parte. The First Respondent in their memo of statement filed have concurrently pleaded that first respondent having decided to grant bonus at the rate of \$.33% of annual wages to private contract workers in terms of the conditions of the payment of Bonus Act, 1965 and also regarding issuance of notification for reimbursement of bonus to the contractors for the years 2005-2006 and 2006-2007. It is further stated that the said bonus has already been disbursed and that provision for the future years has been included in the work estimates for contracts. It is made clear by first respondent corporation is not the employer of private contract workers. There is no obligation on it to pay bosus to the said workers. Therefore the dispute under reference does not survived above and about the later that

PALIFICATION OF THE

- 7. As against this neither the petitioner nor the Second or Third Respondent has come forward to whisper anything. The petitioner's claim cannot be found substantiated. The fact that the respondent corporation has decided to grant homest the private contract workers and the same is being granted and provision has been made for grant peing granted and provision has been made for grant peing granted and provision has been made for granted the payment of stantory beauty in future also in terms of the payment of stantory beauty in the absence of anything shown by the patitioner that the petitioner/workman is employed under first respondent and the respondent corporation itself is liable to pay bonus to the petitioner; the claim of the petitioner is not legal and justified.
- 8. In the light of the above finding, the petitioners are not entitled to any relief.
  - 9. The reference is answered as above.

(Dictated to the P. A., transcribed and typed by him, corrected and pronounced by me in the open court on this day the 15th June, 2009).

A. N. JANARDANAN, Presiding Officer

# For the Li Party/Petitioner: For the II Party/Management Becommunitative field: From the Petitioner's side: Ex. No. Date Description Nil From the Management side: Ex. No. Date Description

# नई दिल्ली, 22 जुन, 2009

का.आ. 1961.—औद्योगिक विवाद अधिनियम, 1947 (1947 का 14) की धारा 17 के अनुसरण में, केन्द्रीय सरकार एवं एन.एल.सी. एल. के प्रबंधतंत्र के संबद्ध नियोजकों और उनके कर्मकारों के बीच, अनुबंध में निर्दिष्ट औद्योगिक विवाद में केन्द्रीय सरकार औद्योगिक अधिकरण, चैन्नई के पंकाट (संदर्भ संबक्त 29/2009) को प्रकाशित करती है, जो केन्द्रीय सरकार को 22-6-2009 को प्राप्त हुआ था।

[सं. एल-22012/270/2007-आई आर (सीएम-II)] अजय कुमार नौड़, डेस्क अधिकारी

New Delhi, the 22nd June, 2009

S.O. 1961.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the Award (Ref. No. 29/2009) of the Central Government Industrial Tribunal-cum-Labour Court, Chennai as shown in the Annexure, in the Industrial Dispute between the Management of Neyveli Lignite Corp. Ltd., HOWSICOS, and their workmen, received by the Central Gövernment on 22-6-2009.

[No. L-22012/270/2007-IR (CM-II)]
AJAY KUMAR GAUR, Desk Officer

# ANNEXURE

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL-CUM-LABOUR COURT, CHENNAL

Monday, the 15th June, 2009

Present: A.N. JANARDANAN, Presiding Officer

# Industrial Dispute No. 29/2009

(In the matter of the dispute for adjudication under clause (d) of sub-section (1) and sub-section 2(A) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), between the Management of Neyveli Lignite Corporation Ltd., and their workmen).

# BETWEEN

The General Secretary NLC Thozhilalar Ottrumai, Maiyam 36, Haja Street, Gangaikondan Neyveli-607802. Petitioner/I Party

# AND

1. The Director (Personnel) Neyveli Lgnite Corporation Ltd., Neyveli-02 1st Respondent

2. The Presiding (Special Officer) Howsicos Opp. to Thermal Station-1, Neyveli-607803 2nd Respondent

3. The Managing Director Indcoserve society Opp. to Thermal Station-1,

Neyveli-607803

3rd Respondent

4. The President/General Secretary Contract Owners Association C/o NLC Ltd., Neyveli. 4th Respondent

# APPEARANCE

For the Petitioner

For the 1st Management: M/s, N.A.K. Sarma For the 2nd Management: Sri M. Venugopal

For the 3rd Management: Authorized Representative

For the 4th Management: Sri M. Venugopal

# AWARD

The Central Government, Ministry of Labour vide its Order No. L-22012/270/2007-IR (CM-11), dated 13-02-2009 referred the following Industrial Dispute to this Tribunal for adjudication:

The schedule mentioned in that order is:

"Whether the demand of NLC Thozhilalar Ottrumai Maiyam for payment of 8.33% bonus as per Payment of Bonus Act, 1965 is legal and justified? If so, to what relief are the workman entitled?"

- 2. After the receipt of Industrial Dispute, this Tribunal has numbered it as ID 29/2009. Pursuant to Notice RPAD, Respondents 1, 2 and 3 entered appearance. Petitioner and fourth Respondent are called absent and set ex parte.
- 3. No statement of claim or documents or witness list have been filed by the petitioner or by the Respondents.
- 4. First, Second and Third Respondents have filed separate statements of objections. The substance of the same is as follows:

Pending the present reference, the Respondent 1 decided to grant bonus at the rate of 8.33% of annual wages to private contractors engaged by it subject to conditions under the payment of Bonus Act, 1965. Proceedings dated 9-4-2008 was issue in which notification has been published to the effect of the first Respondent Corporation would be reimbursing bonus at the rate of 8.33% to the contractors engaged in various units for the years 2005-2006 and 2006-2007 payable respectively in 2006 and 2007 and in pursuance thereof the bonus has already been disbursed to the private contractors. For 2000-2008 onwards provision has been included for statutory bonus in work estimates for contracts and incorporated the conditions in contract for payment of bonus as above. In the case of private contract workers they are employed under the respective private contractors. There is no employee-employer relationship between them and the corporation. The first respondent corporation has no subsisting obligation to pay bonus to the private contract workers for 2005-2006 and 2006-2007.

The industrial dispute under reference as such does not survive for adjudication as against the corporation. The dispute as against the corporation ceased to exist and the I.D. is only to be closed and struck off from the file.

- 5. The points for consideration are:
- (1) Whether the demand of the petitioner union for payment of 8.33% of bonus is legal and justified?
- (2) To what relief the workmen are entitled?

Cald march

# Point No. 1

- 6. The petitioner union or anybody on its belialf has not appeared before this tribunal or has filed the statement of claim complete with any list of reliance or witnesses. Petitioner is absent and set ex parte. The first, second and third respondents in their separate memos of statements filed have concurrently pleaded first respondent having decided to grant bonus at the rate of 8.33% of annual wages to private contract workers in terns of the conditions of the payment of Bonus Act, 1965 and also regarding issuance of notification for reimbursement of bonus to the contractors for the years 2005-2006 and 2006-2007. It is further stated that the said bonus has already been disbursed and that provision for the future years has been included in the work estimates for contracts. It is made clear by first respondent corporation is not the employer of private contract workers. There is no obligation on it to pay bonus to the said workers. Therefore the dispute under reference does not survive.
- 7. As against this neither the petitioner nor the fourth respondent has come forward to whisper anything. The petitioner's claim cannot be found substantiated. The fact that the respondent corporation has decided to grant bonus to the private contract workers and the same is being granted and provision has been made for payment of statutory bonus in future also in terms of the payment of the Bonus Act, 1965 through the contractor of the contract workers and in the absence of anything shown by the petitioner that the petitioner/workman is employed under first respondent and the respondent corporation itself is liable to pay bonus to the petitioner, the claim of the petitioner is not sustainable and so found. Consequently it is held that the claim of the petitioner is not legal and justified.
- 8. In the light of the above finding, the petitioner is not entitled to any relief. The in this was a long as a
  - 9. The reference is answered as above.

(Dictated to the P.A., transcribed and typed by him, corrected and pronounced by me in the open court on this. day the 15th June, 2009), the virginian manual, in the virginian

A.N. JANARDANAN, Presiding Officer

# Witnesses Examined:

For the I Party/Petitioner

None as and the correct of the

For the II Management : None Management :

Document rked:-

marayay Miliyasa Maraba

From the Petitioner's side:

Ex. No.

Date

Description

the state of the state of

Nil

From the Manaaement side:

Ex. No.

Date

Description

Nil

नई दिल्ली, 22 जून, 2009

का.आ. 1962.-औद्योगिक विवाद अधिनियम, 1947 (1947 का 14) की धारा 17 के अनुसरण में, केन्द्रीय खरकार एवं एन.एल.सी.एल. के प्रबंधतंत्र के संबद्ध नियोजकों और उनके कर्मकारों के बीच, अनुबंध में निर्दिष्ट औद्योगिक विवाद में केन्द्रीय सरकार औद्योगिक अधिकरण, चैन्नई के पंचार (संदर्भ संख्या 12/2009) को प्रकाशित करती है, जो केन्द्रीय सरकार को 22-6+2009 को प्राप्त 1. 3. 1915 A. C.

[सं. एल-22012/269/2007-आईआर (सीएम-II)] अज़ब कुमार गौड़, डेस्क अधिकारी

New Delhi, the 22nd June, 2009

S.O. 1962.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the Award (Ref. No.12/ 2009) of the Central Government Industrial Tribunal-cum-Labour Court, Chennai as shown in the Annexure, in the Industrial Dispute between the Management of Neyveli Lignite Corp. Ltd., HOWSICOS, and their workmen, which was received by the Central Government on 22-6-2009.

> [No. L-22012/269/2007-IR (CM-II)] AJAY KUMAR GAUR, Desk Officer

# ANNEXURE

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL-CUM-LABOUR COURT **CHENNAI**

Monday, the 15th June, 2009

Present: A.N. JANARDANAN, Presiding Officer INDUSTRIAL DISPUTE No. 12/2009

( In the matter of the dispute for adjudication under clause (d) of sub-section (1) and sub-section 2 (A) of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947), between the Management of Neyevii Lignite Corporation Ltd., and their workmen).

# BETWEEN

The Special President Petitioner/I Part Jeeva Oppandha Thozhilalar Sangam Neyveli Lignite Corporation Ltd. Neyveli read or odd vaena buydelae hab

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# elerendratovan jargen opr**ann**om alvoren i se medi

- k was as The Director section grow in 1st Respondent and the Newyeli Lignite Corporation and the medical term of egogue**lideNeyveli** 2000 met ekkem opera et et kikem
- 2. The Presiding (Special Officer) | 2nd Respondent Howsicos Opp. To Themaliand the second Station -1 Neyveli-607803
- The Managing Director ... 3rd Respondent Indcoserve Society Opp. to Thermal Station-1
- The President/General Secretary 4th Respondent Contract Owners Association C/o NLC Ltd. Neyveli.

#### APPEARANCES:

For the Petitioner

For the 1st Management: None

For the 2nd Management: Sri M. Venugopal

and 3rd Management

For the 4th Management: None

#### AWADD

The Central Government, Ministry of Labour vide its Order No. L-22012/269/2007-IR(CM-II) dated 26.09.2008 referred the following Industrial Dispute to this Tribunal for adjudication:

The schedule mentioned in that order is:

"Whether the demand of Jeeva Oppandha Thozhilalar Sangam for payment of 8.33% bonus as per Payment of Bonus Asst, 1965 is legal and justified? If so, to what relief are the workmen entitled?"

- 2. After the receipt of Industrial Dispute, this Tribunal has numbered it as I D 12/2009. Pursuant to notice RPAD, Respondents 1, 2 & 3 entered appearance. Petitioner and fourth Respondent are called absent and set exparte.
- 3. No statement of claim or documents or witness list have been filed by the petitioner or by the Respondents.
- 4. First, Second and Third Respondents have filed separate statement of objections. The substance of the same is as follows:

Pending the present reference, the Respondent-1 decided to grant bonus at the rate of 8.33% of annual wages to private contractors engaged by it subject to conditions under the payment of bonus act 1965. Proceedings dated 9-4-2008 was issued in which notification has been published to the effect of the first Respondent Corporation would be reimbursing bonus at the rate of 8.33% to the contractors engaged in various units for the years 2005-2006 and 2006-2007 payable respectively in 2006 & 2007 and in pursuance thereof the bonus has already been disbursed to the private contractors. For 2007-2008 onwards provision has been included for statutory bonus in work estimates for contracts and incorporated the conditions in contract for payment of bonus as above. In the case of private contract workers they are employed under the respective private contractors. There is no employee employer relationship between them and the corporation. The first respondent corporation has no subsisting obligation to pay bonus to the private contract workers for 2005-2006 and 2006-2007. The industrial dispute under reference as such does not survive for adjudication as against the corporation. The dispute as against the corporation ceased to exist and the I.D. is only to be closed and struck off from the file.

- 5. The points for consideration are:
- (1) Whether the demand of the petitioner union for payment of 8.33% of bonus is legal and justified?
  - (2) To what relief the workmen are entitled?

#### Point No. 1

- 6. The petitioner union or anybody on its behalf has not appeared before this tribunal or has filed the statement of claim complete with any list of reliance or witnesses. Petitioner is absent and set exparte. The first, second and third respondents in their separate memo of statements filed have concurrently pleaded First Respondent having decided to grant bonus at the rate. of \$.33% of annual wages to private contract workers in terrms of the conditions of the payment of bonus act 1965 and also regarding issuance of notification for reimbursement of bonus to the contractors for the years 2905-2006 and 2006-2007. It is further stated that the said bonus has already been disbursed and that provision for the future years has been included in the work estimates for contracts. It is made clear by first respondent. corporation is not the employer of private contract workers. There is no obligation on it to pay bonus to the said workers. Therefore the dispute under reference does not survive.
- 7. As against this neither the petitioner nor the fourth respondent has come forward to whisper anything. The petitioner's claim cannot be found substantiated. The fact that the respondent corporation has decided to grant bonus to the private contract workers and the same is being granted and provision has been made for payment of statutory bonus in future also in terms of the payment of the bonus act 1965 through the contractor of the contract workers and in the absence of anything shown by the petitioner that the petitioner/workman is employed under first respondent and the respondent corporation itself is liable to pay bonus to the petitioner, the claim of the petitioner is not sustainable and so found. Consequently it is held that the claim of the petitioner is not legal and justified.
- 8. In the light of the above finding, the petitioner is not entitled to any relief.
  - 9. The reference is answered as above.

(Dictated to the P.A., transcribed and typed by him, corrected and pronounced by me in the open court on this day the 15th June, 2009)

A.N. JANARDANAN, Presiding Officer

## Witnesses Examined:

For the I Party/Petitioner : None
For the II Party/Management : None

Documents Marked:

From the Petitioner's side

Ex. No. Date Description

Nil

From the Management side:

Ex. No. Date Description

Nil

## नई दिल्ली, 22 जून, 2009

का.आ. 1963.—औद्योगिक विवाद अधिवियम, 1947 (1947 का 14) की धारा 17 के अनुसरण में, केन्द्रीय सरकार इन.एल.सी. एल. के प्रबंधतंत्र के संबद्ध नियोजकों और उनके कर्मकारों के बीच, अनुबंध में निर्दिष्ट औद्योगिक विवाद में केन्द्रीय सरकार औद्योगिक अधिकरण चैन्नई के पंचाट (संदर्भ संख्या 15/2009 ) को प्रकाशित करती है, जो केन्द्रीय सरकार को 22-6-2009 को प्राप्त हुआ था।

[सं. एल-22012/323/2007-आई.आर.(सीएम-II)] अजय कुमार गौड, डेस्क अधिकारी

New Delhi, the 22nd June, 2009

S.O. 1963.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the award (Ref. No.15/2009) of the Central Government Industrial Tribunal-cum-Labour Court, Chennai as shown in the Annexure in the Industrial Dispute between the management of Neyveli Lignite Corp. Ltd., HOWSICOS, INDOCSERVE Society, and their workmen, received by the Central Government on 22-6-2009.

[No. L-22012/323/2007-IR (CM-II)]

AJAY KUMAR GAUR, Desk Officer

ANNEXURE

# BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL-CUM-LABOUR COURT, CHENNAI

Monday, the 15th June 2009

Present: A.N. JANARDANAN, Presiding Officer

## Industrial Dispute No. 15/2009

(In the matter of the dispute for adjudication under clause (d) of sub-section (1) ab sub-section 2 (A) of Section 10 of the Industrial disputes Act, 1947 (14 of 1947), between the Management of Neyveli-Lignite Corporation Ltd. and their workmen.)

## BETWEEN

The Genreral Secretary Petitioner/I Party NLC Anna Contract Workers Union 8th Main Road Gangaikondan Neyveli-607802.

## AND

- 1. The Director (Personnel) : 1st Respondent NL C Ltd. Neyveli
- The Presiding (Special Officer): 2nd Respondent Howsicos Opp. To Thermal Station -1, Neyveli-607803
- 3. The Managing Director : 3rd Respondent Indcoserve Society Opp. to Thermal Station-1 Nevveli-607803
- 4. The President/General Secretary: 4th Requiribute Contract Owners Association

## APPEARANCE:

For the 1st Party Management
For the 2nd & 3rd Management
For the 4th Party Management
For the 4th Party Management
None

None

#### AWARD

The Central Government, Ministry of Labour vide its Order No. L-22012/323/2007-IR(CM-II) dated 20-10-2008 referred the following Industrial Dispute to this Tribunal for adjudication:

The schedule mentioned in that order is:

"Whether the demand of NLC Anna Contract Workers Union for payment of 8.33% bonus as per Payment of Bonus Act, 1965 is legal and justified? If so, to what relief are the workmen entitled?"

- 2. After the receipt of Industrial Dispute, this Tribunal has numbered it as ID 15/2009. Pursuant to notice RPAD, Respondents 1, 2 & 3 entered appearance. Petitioner and fourth Respondent are called absent and set exparte.
- 3. No statement of claim or documents or witness list have been filed by the petitioner or by the Respondents.
- 4. First, Second and Third Respondents have filed separate statements of objections. The substance of the same is as follows:—

Pending the present reference, the Respondent 1 decided to grant bonus at the rate of 8.33% of annual wages to private contractors engaged by it subject to conditions under the payment of bonus act1965. Proceedings dated 9-4-2008 was issued in which notification has been published to the effect of the first Respondent Corporation would be reimbursing bonus at the rate of 8.33% to the contractors engaged in various units for the years 2005-2006 and 2006-2007 payable respectively in 2006 & 2007 and in pursuance thereof the bonus has already been disbursed to the private contractors. For 2007-2008 onwards provision has been included for statutory bonus in work estimates for contracts and incorporated the conditions in contract for payment of bonus as above. In the case of private contract workers they are employed under the respective private contractors. There is no employee employer relationship between them and the corporation. The first respondent corporation has no subsisting obligation to pay bonus to the private contract workers for 2005-2006 and 2006-2007. The industrial dispute under reference as such does not survive for adjudicaton as against the corporation. The dispute as against the corporation ceased to exist and the I.D. is only to be closed and struck off from the file.

- 5. The points for consideration are:
- (1) Whether the demand of the petitioner union for payment of 8.33% of bonus is legal and justified?
  - (2) To what relief the workmen are entitled?

#### Point No. 1

6. The petitioner union or anybody on its behalf has not appeared before this tribunal or has filed the statement of claim complete with any list of reliance or witnesses. Petitioner is absent and set exparte. The First, Second and Third respondents in their separate memos of statements filed have concurrently pleaded first respondent having decided to grant bonus at the rate of 8.33% of annual wages to private contract workers in terms of the conditions of the payment of Bonus Act, 1965 and also regarding issuance of notification for reimbursement of bonus to the contractors for the years 2005+2006 and 2006-2007. It is further stated that the said bonus has already been disbursed and that provision for the future years has been included in the work estimates for contracts. It is made clear by first respondent corporation is not the employer of private contract workers. There is no obligation on it to pay bonus to the said workers. Therefore the dispute under reference does not survive.

7. As against this neither the petitioner nor the fourth respondent has come forward to whisper anything. The petitioner's claim connot be found substantiated. The fact that the respondent corporation has decided to grant bonus to the private contract workers and the same is being granted and provision has been made for payment of statutory bonus in future also in terms of the payment of the Bonus Act, 1965 through the contractor of the contract workers and in the absence of anything shown by the petitioner that the petitioner/workman is employed under first respondent and the respondent corporation itself is liable to pay bonus to the petitioner, the claim of the petitioner is not sustainable and so found. Consequently it is held that the claim of the petitioner is not legal and justified.

- 8. In the light of the above finding, the petitioner is not entitled to any relief.
  - 9. The reference is answered as above.

(Dictated to the P.A. transcribed and typed by him, corrected and pronounced by me in the open court on this day the 15th June 2009).

## A.N. JANARDANAN, Presiding Officer

## Witnesses Examined:-

For the I Party/Petitioner

None

For the II Party/Management

None

Documents Marked:---

From the Petitioner's side:

Ex. No.

Date

Description

Nil

From the Management side:

Ex. No.

Date

Description

Nil

## **नई** दिल्ली, 22 जून, 2009

का. भा. 1964. — औद्योगिक विकास अधिविद्यम, 1947 (1947 का 14) की धारा 17 के अनुसारण में, केन्द्रीय सरकार स्टेट वैंक ऑक इंडिया के प्रवंधतंत्र के संबद्ध नियोजकों और उनके कर्मकारों के बीच, अधुवंध में निर्विष्ट औद्योगिक विवाद में केन्द्रीय सरकार औद्योगिक अधिकरण- I दिल्ली के पंचाट (संदर्भ संख्या 39/2009) को प्रकाशित कसी है, को केन्द्रीय सरकार को 22=6-2009 को प्राप्त हुआ था।

[सं. एल-12025/10/2009-आई आर(बी-I)] अजय कुमार, डेस्क अधिकारी

New Delhi, the 22nd June, 2009

S.O. 1964.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the Award (Ref. No.39/2007) of Central Government Industrial Tribunal-cum-Labour Court 1, Delhi as shown in the Annexure in the Industrial Dispute between the management of State Bank of India and their workmen, received by the Central Government on 22-6-2009.

[No. L-12025/10/2009-IR (B-I)] AJAY KUMAR, Desk Officer

## **ANNEXURE**

IN THE COURT OF DR. R.K. YADAV PRESIDING OFFICER CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL NO. 1, DELHI

I.D. No. 39/07

Smt. Indrawati W/o Late Sh. Ranbir Singh R/o D-166 (F), Sector-11, Vijay Nagar, Ghaziabad, U.P. ...Workman

Vs.

State Bank of India, (Through its Dy. General Manager) Delhi Zonal Office-I,

1, Parliament Street, New Delhi.

... Management

#### AWARD

One Ranbir Singh was working as cashier in State Bank of India. He died in harness. His widow, namely, Smt. Indrawati, was appointed clerk-cum-cashier on 06-10-86 on compassionate gorund. On 08-07-03, she was working in Raighat Power House Branch of State Bank of India. On that day, she was assigned work of cashier. While sitting on cash counter, she receive a sum of Rs. 25,000 from Ram Awadh to be deposited in his account, maintained with the said branch. Instead of depositing the amount in the bank on that day, she kept money with her iflegally for three days. She deposited the money with bank only on 19-07-03. On 21-07-03, she was suspended pending departmental action. On 17-01-04, another memo was served upon her, since she failed to deposit a sum of Rs. 1 lac received by her from Malkiat Singh, to be deposited in current account of Indraprastha Power General Company. Charge-sheet was served upon her on 04-10-2004. She was removed from services on 19-12-2005, when charges stood preved against her.

- 2. She filed an appeal before the Deputy General Manager, State Bank of India, on 01-06-06. Her appeal was dismissed. On 19-07-06, a review petition was filed, which too was dismissed. She filed writ petition No. 17725 before the High Court of Delhi on 27-11-06, assailing her removal order. Said writ petition was withdrawn on 29-11-06, since she wanted to approach the industrial Tribunal.
- 3. An industrial dispute was raised by her before Industrial Tribunal No. 1 (Delhi State), which dispute was withdrawn by her on 03-03-07, with liberty to raise the dispute before this Tribunal On 30-03-07, present matter was filed by her before this Tribunal, wherin she assailed her removal order.
- 4. Management assailed her claim, pleading that there was no reference made by the Appropriate Government hence jurisdiction assumed by this Tribunal was bad. It was pleaded that she was removed from her services on account of grave mis-conduct, proved against her. It was claimed that dispute raised by Sint. Indrawati was not maintainable.
- 5. Workman was heard in person. Ms. Kittu Bajaj, A/R for the management, raised her submissions. I have given my careful considerations to facts submitted at the bar and perused the record. My findings on issues involved in the controversy are as follows:—
- 6. The scheme of Industrial Disputes Act 1947 (in short the Act) shows that it aims at settlement of all industrial disputes, arising between the Capital and labour by peaceful methods and through the machinery conciliation, arbitration and if necessary by compalsory adjudication. The object of the Act is to protect workmen against victimization by the employer and ensure termination of industrial dispute in a peaceful manner. The Act, however, does not provide for any set of social and economic principles for adjustment of conflicting interests, Such norms have been evolved and devised by the industrial adjudication, keeping in view the social and economic conditions; needs of the workmen, requirement of the industry; social justice; relative interests of the parties and common good. These norms have given rights to the industrial empolyees, what may be called the industrial rights, as such rights may not be available at common law. Disputes as to the conditions of employment can be resolved by resorting to a technique, known as collective bargaining. This tool is resorted to between an employer or group of employers and a bonafide labour union. Policy behind this is to protect workmen as a class against unfair labour practices. What imports to the dispute of a workman the character of an "industrial" dispute" is that it affects the rights of the workmen as a class. But by way of extension of definition of industrial disputes, by insertion of section 2A in the Actisthes dispute of an individual workman connected with or arising out of his discharge, dismissal, retrenchment or otherwise termination of his services by his employer has been brought within the ambit of the Act.
- 7. Section 10(1) of the Act, Contemplates that when in the opinion of the Appropriate Covernment,

any industrial dispute exists or is apprehended, it may refer it or any matter appearing to be connected with, or relevant to the dispute, whether it relates to any matter specified in the Becond Schedule on the Phind Schedule to a Tribunal for adjudication. When a dispute is referred, the Tribunal shall proceed to adjudicate the points, which have been referred to it for adjudication. Consequently, it is evident that an industrial dispute can be taken up for adjudication by the Tribunal, on being referred to it by the Appropriate Government.

8. By Industrial Disputes (Delhi Amendment) Act, 2003, section 4A was inserted by the Delhi State in the provisions of section 10 of the Act. For the sake of convenience provisions of section 4A are reproduced herein under Not withstanding anything contained inistotion 90 and in this section, in the case of a dispute falling within the scope of section 244 individual workman concerned may within twelve months from the date of communication to him of the order of discharge. dismissal, retrenchment on termination or the date of commencement of ther Industrial Dispute (Delhi Amendment) Act, 2003, whichever, is latter, apply in prescribed manner, to the Labour Court or a Tribunal, as the case be, for adjudication of the dispute and the Labour Court or Tribunal, as the case may be ,shall dispose of such application in the same manner as a dispute referred finder sub-section (1)?" Property

Delhi State, an individual workshall may apply to the Labour Court or a Tribunal for adjudication of a dispute relating to his discharge, dismissal, retrenchment or termination, without being espoused by a Union and referred by the State Government for adjudication. Here in the case, State Government is not an Appropriate Government, since a banking company is being carried or controlled by the Central Government. Consequently, for the dispute under reference, the Tribunal established by the State Government is not competent to adjudicate it.

- 10. For adjudication of a dispute by this Tribunal, Central Government is to refer it for adjudication, as contemplated by clause(d) sub-section (1) of section 10 of the Act. An individual workman cannot approach this Tribunal directly, as in the case of a workman in respect of an industry carried or controlled under the authority of the State Government (Delhi State). Consequently, it is evident that workman cannot approach this Tribunal directly for adjudication of her dispute.
- 11. Without a reference being made by the Central Government for adjudication, this Tribunal cannot invoke its jurisdiction for adjudication of the dispute. Since this dispute has not been referred to this Tribunal by the Central Government, proceedings carried till date are without juridiction. Consequently, further proceedings are dropped and matter is dismissed. The be consigned to Record Room.

Announced in the Open Court / Authoritist and to On this lift day of June 2009 at the day of June 2009

DR. R. K. YADAV, Presiding Officer

नई दिल्ली, 24 **जू**न, 2009

का.आ. 1965.— औद्योगिक विकाद अधिनिक्म, 1947 (1947 का. 14) की धारा 17 के अनुसरण में, केन्द्रीय सरकार भारत संचार निगम लिमिटेड के प्रबंधतंत्र के संबद्ध नियोजकों और उनके कर्नकारों के बीच, अनुबंध में निर्दिष्ट औद्योगिक विकाद में औद्योगिक अधिकरण एवं श्रम न्यायालय, अजमेर के पंचाट (संदर्भ संख्या ) को प्रकावित करती है, जो केन्द्रीय सरकार को 24-6-2009 को प्रांत हुआ था।

[सं. एल-40012/17/2006-आईआर (डी.वू.)] सुरेन्द्र सिंह, डेस्क अधिकारी

New Delhi, the 24th June, 2009

S.O. 1965.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the award (Ref. No.) of the Industrial Tribunal -cum -Labour Court, Ajmer as shown in the Annexure in the Industrial Dispute between the employers in relation to the management of Bharat Sanchar Nigam Limited and their workmen, which was received by the Central Government on 24-06-2009.

[No. L-40012/17/2006-IR (DU)] SURENDRA SINGH, Deak Officer SPRINT

न्यायालय श्रम एवं **औरक्षेत्रिक व्यक्तिकारण,** अजमेर (राज.) पीठासीन **अधिकारी : विधिलेल कुमार** शर्मा, आर**्क्वेस्**त

प्रकरण संख्या सी**आईटीआ**र-02/06 केंद्र सरकार का रेकरेंस सं. एल-40012/17/2006-**आईआर (डीयू) 27**-7-06

श्री मदनदास वैष्णव, मूलचंद नगर, आई.ओ.सी. कालोनी के सामने, म.नं. 51, सेंदडा रोड, ब्यावर, जिला अवमेर

HOW ST

डिवीजनल इंजीनियर टेलीकोम, भारत संचार निगम लिमिटेड, व्यावर जिला अअमेर

.....अप्रार्थी

.....प्रार्थी

उपस्थितः श्री बसंत विजयवर्गीय, अधिकक्ता, प्रार्थी । श्री राजेंद्र हाडा, अधिकक्ता, अग्रार्थी ।

दिनांक 18-5-09

अवार्ड

केंद्र सरकार द्वारा प्रेषित विकाद निम्न अकार है:-

"Whether the action of the management of the Divisional Engineer Telecom, Bharat Sauchar Nigam Ltd., Beaver, Rajasthan in terminating the services of Sh. Madandas Vaishnav, Security Guard w.e.f. 25-8-2005 is legal and justified? If not to what relief the workman is entitled to?"

- 2. नेटिस के उपरांत अभवपक्ष उपस्थित आये । प्रार्थी ने अपने क्लेम के विकरण में अंकित किया है कि अग्रार्थी के आदेश दि 25-8-05 से प्रार्थी को सेवापधक किये जाने को अवधिक व अन्यानोपित मोपित किया जाने और प्रार्थी को दि. 25-8-05 से निरंतर सेका में माना जाकर समस्त लाभ एवं परिलाभ दिलवाया जावे तका इस अवस्थि के ककावा लाभ परिलाभ पर 24 प्रतिशत की दर से ब्याज भी प्रार्थी को दिलवाया जावे । इस आशय का अवार्ड प्रार्थी के का में पारित करने की प्रार्थना की है। आगे क्लेम में अंकित किया है कि क्रमी को अक्रमी के अधीन स्टोर में दि. 24-9-03 को सुरक्षा नार्ड के रूप में नियुक्त किया गया था। प्रामी दि. 24-9-03 से निरंतर अवनी संबार्व 25-8-05 तक करता का । प्रार्थी ने अपना कार्य परी निष्ठा व कर्मच्य के साथ किया और इसके विरुद्ध कोई प्रतिकृल टिन्नजी क प्रकिट चड़ीं की गयी न ही कोई नोटिस या कार्यवाही निषासमीन है। आने क्लेप में वर्णित किया है कि प्रार्थी ने अग्रार्थी विभाग के कर्मकारिकों और अधिकारिकों हारा की जा रही चोरी की शिकायत से माराज होकर किया कोई कारण बताये किया सुनवाई का अवसर दिवे, रूनमाने डंग से प्रार्थी को सेवामुक्त कर दिया । प्रार्थी का कार्य सुरक्षा गार्ड का रूपाई प्रकृति का है । प्रार्थी ने उकत अवधि में अक्कार के समय भी कार्य किया है। जिसका भगतान अप्रार्थी द्वारा किया जाना भी वर्णित किया है। प्रार्थी को सेवानुभित से पूर्व न तो नोटिस दिया, नहीं बचान का अवसर दिया व न ही कि छंटनी मुआक्का दिका, इस प्रकार प्राकृतिक न्याव के सिद्धांतों के प्रतिकृल, भारा 25रूक आई.डी. एक्ट के पालना किये बगैर अप्रार्थी द्वारा संबानुबदी को अनकेकर लेकर प्रैक्टिस होना वर्णित करते हुए निरस्त होने बोग्य अभिविधित किया है । अंत में प्रार्थी ने स्वयं को पुन: कारती के साथ लाभ व परिलाभ प्राप्त करने का अधिकारी होना भी वर्णित किया है ।
- 3. क्या में अफ़र्मी पक्ष ने क्लेम में वर्णित तथ्यों का खंडन करते हुए ऑकित किया है कि प्रार्थी का बाद सम्बय खारिज किया जाने एवं अक्रार्की को अनावश्वक रूप से पक्षकार बनाये जाने के कारण इए अधिक एवं अन्य हजीं बाबत शतिपति दिलवाने की भी प्रार्वन की है क्योंकि प्रार्थी को अग्रार्थी ने नियुक्त नहीं किया बल्कि अवनेर विस्त एका सर्विसमैन केलकेका कोपरेटिक सोसायटी लि... अजनेर ने निकुष्त किया था। प्राची व अग्राची के मध्य श्रमिक व निक्रोकक के संबंध नहीं रहे। प्राची अभ्राची के यहां जरिये उक्त सोसाबटी ठेके पर अनुबंध के तहत कार्यरत था। अतिरिक्त कथन में वर्णित विभा है कि अन्नवर्णी व एक्स सर्विसमैन वेलफेयर कॉप.सोसायटी के मध्य इक्कर के तकत 2003-04, 2004-05 एवं 2005-06 के लिये आपनी के लिये सुरक्षा गार्ड, डाईबर, सफाई कर्मी, सशस्त्र सुरक्षाधर्मी, माली, मुक्त आदि की संपानें ठेके पर उपलब्ध कराने का अनुबंध किया या, इनकी नियुक्ति की किम्नेदारी सोसायटी की होना अंकित किक है। अनुबंध की शतों पर रखे लोगों को राज्य सरकार द्वारा निर्धारित पारिज्ञानिक से अप्रार्थी द्वारा सोसावटी को भुगतान किया जाता था, सीचे ठेको पर रखो व्यक्ति को पुनवान की कोई व्यवस्था नहीं की। ऐसी रिवास में उपलब्ध कार्नियों का उपरिवाद रिकाई रखने की किन्नेवारी भी सोसामटी की होना अधित किया है । आगे ऑकत किया है कि अभी की सेवार्ये संतोबसद नहीं भी, उसके फौजदारी मुक्क्यमें में शिक्षा सबे जाने के कारण अन्य सरका कर्मी हेत सोसायटी को पत्र शिक्का का व दि, 27-8-05 से सोसावटी ने भंबरसिंह को कार्य हेतु निवुत्तत कराने के कारण प्रकरण सारहीन होने से खारिज होने योग्य होना भी वर्णित किया है।

- 4. प्रार्थी ने जवाबुल जवाब पेश कर निवेदन किया है कि प्रार्थी को वेलफ्रेयर सोसायटी ने अप्रार्थी कार्यालय में भेजा था, किंतु वास्तविकता यह है कि इसके बाद प्रार्थी अप्रार्थी के नियोजन में 25-8-05 तक कार्यारत रहा । जब दि. 24-9-03 से 25-8-05 तक प्रार्थी लगातार अप्रार्थी के नियोजन में रहा इसिलए प्रार्थी व अप्रार्थी, में श्रमिक व नियोजक के संबंध थे । प्रार्थी की उपस्थित हमेशा अप्रार्थी के कार्यालय में होती थी । कतिषय फौजदारी मुकदमों में लिप्त होने का आधार भी बेबुनियाद होना वर्णित किया है । अंत में प्रार्थी ने उसके कर्तव्य के दौरान स्टोर से होने वाली चोरी रोकने के प्रयास में लिखित शिकायत से रॉजिश की वजह से अवैध रूप से हटाना भी वर्णित किया है ।
- 5. प्रार्थी ने अपनी मौखिक साक्ष्य में स्वयं प्रार्थी मदनदास का शपथ पत्र प्रस्तुत कर प्रतिपरीक्षण करवाया । प्रलेखीय साक्ष्य में प्रदर्श डव.1 लगायत 24 दस्तावेओं की प्रतियां प्रदर्शित करवाकर प्रस्तुत की है । अन्नार्थी ने अपनी साक्ष्य में के.सी. मरमठ, मंडल अभियंता, एम.एल. पंवार, मृतपूर्व मंडल अभियंता एवं केवरनाथ, प्रतिनिधि, वेलफेयर सोसायटी के शपथ पत्र प्रस्तुत करवाकर प्रतिपरीक्षण करवाया गया है । प्रलेखी साक्ष्य में एम-1 लगायत 21 दस्तावेओं की प्रतियां भी प्रदर्शित करवाकर प्रस्तुत की हैं ।
- 6. मैंने उभयपक्ष की बहस अंतिम सुनी, पत्रावसी का अवलोकन किया। विद्वान अभिभाषक प्रार्थी की दलील है कि प्रार्थी को दि. 24-9-03 को सुरक्षा गार्ड के पद पर नियुक्त किया मना था और उसके बाद उसने 25-8-05 तक निरंतर निष्का से कार्य किया लेकिन उसे अग्रार्थी ने बिना कोई उचित कारण दर्शीय सेवा से पृथक कर दिया, कार्य के दौरान उसके विरूद्ध कोई प्रतिकूल टिप्पणी नहीं थी, इस कारण सेवा पृथककरण अवैध होने की दलील दी।
- 7. विद्वान अभिभाषक प्रार्थी की यह भी दलील है कि प्रार्थी ने निरंतर कई वर्षों तक 240 दिन से अधिक कार्य अप्रार्थी संस्थान में किया है। प्रार्थी को सेवा समाप्ति से पूर्व न तो कोई मोटिस दिवा गया, न ही आरोप पन्न दिया, न ही कोई मुआवाज दिया और धारा 25 एफ की पालना किये बगैर अप्रार्थी ने प्रार्थी को गलत रूप से सेवान्यक कर दिया और उवत सेवान्यकरण अवैश्व होने की दलील देते हुए प्रार्थी को अप्रार्थी संस्थान में पुन: सेवा में पुनंस्कापित करने की दलील दी तथा सेवा पृथक्करण अवधि का पूर्ण वेतन भी दिलाये जाने की दलील दी।
- 8. विद्वान अभिभावक प्राणी की यह भी दलील है कि यहि, प्राणी को छेकेदार के माध्यम से भी मियोजित मान लिया जाये तो छेका एक वर्ष की अवधि के लिए था, उसके पश्चात जो छेका हुआ उसमें प्रमिकों की कोई सूची अग्राणी संस्थान की ओर से पेस वहीं की गयी है, इस कारण एक बार नियोजित होने के बाद प्राणी 240 किन से अधिक अवधि तक अग्राणी संस्थान में ही निरंतर कार्यवर रहा है और उसने वेतन अग्राणी संस्थान से प्राण्त किया है जिसका उसे वैभानिक अधिकार प्राप्त हो गया है और इस संदर्भ में उन्होंने उध्यपकों की साक्ष्य के विभिन्न अंशों का हवाला देते हुए प्रार्थी की ओर से प्रस्तुत क्लेम प्रमाणित होने की दलील दी तथा अचनी दलीलों के समर्थन में निम्नलिखत नजीरें भी पेश की हैं:-
  - 1. 2006(1)आरएलडबल्यू पेज 210 बृजेश-राज. स्टेंट कॉप. बैंक लि.
  - 2. 2007(4) आरएलडबल्यू 3439 बृजभूषण व अन्य/यूनियन ऑफ इंडिया,

- 3. एआईआ 2009 एस.सी 309 डीवन न्यू-बॅडिस एसोटए संक्रमिंग्स
- 4. 2008(3) आर्स्सडबर्स्यू 1940 नंदिकशीर/बण, लेबर कोर्ट, कोटा,
- 5. 2009 एआईआर एस.सी. 512 डिस्ट्रिक्ट प्रोग्रा/अब्दुल करीम,
- 6. 2001 डबएलसी (यूसी) 607 म्यु.कॉरपो./वनः, आई.टी.व अन्य ।
- 9. विद्वान अभिभावक अप्रार्थी की दलील है कि प्रार्थी एक केंद्र सरकार का प्रतिष्ठान है, इसमें नियुक्ति से पूर्व विज्ञापन निकाले जाते हैं, आवेदकों से प्रार्थना पत्र प्राप्त किये जाते हैं और एक निश्चित प्रक्रिया के बाद सेवा में रखने से पूर्व नियुक्ति पत्र प्रदान किये जाते हैं। नियुक्त व्यक्ति एक निश्चित वेतन शृखला में कार्य करता है। विचाराधीन प्रकरण में प्रार्थी ने किस विज्ञापन के माध्यम से सेवा प्राप्त की, उसकी क्या वेतन शृखला थी, उसका चयन किस प्रक्रिया के माध्यम से किया गया, इन तथ्यों के बारे में प्रार्थी की कोई सुदृढ़ साक्य नहीं होने के कारण तथा प्रार्थी अग्रार्थी संस्थान का श्रीमक नहीं होने की दलील दी।
- 10. विद्वान अभिभाषक अमर्थी की यह भी दलील है कि प्रार्थी सेवृह्मियुक सैंनिक था जिसे महाप्रबंधक, दूरसंचार, जिला अवसेर के द्वारा एक सर्विद्ध के महत्र्यम से कार्य विशेष के लिए लगाये गये श्रिमकों के साम देकेदार के द्वारा कार्य के लिए भेजा गया था। प्रार्थी देकेदार के नियंत्रण में कार्य करका था। प्रार्थी को मुगतान भी देकेदार द्वारा ही किया जाता था। प्रार्थी का आर्थी के मध्य श्रीमक व नियंत्रक के संबंध नहीं थे। प्रार्थी का कार्य संसोधजनक नहीं पाये जाने पर उसे देकेदार के पास वामास भेज दिया गया था न तो प्रार्थी को अमर्थी के द्वारा सेवा में नियोजित किया गया और न ही उसे सेवा से पूर्वक किया गया इस कारण प्रार्मी को कोई वैवानिक अधिकार पैदा नहीं होने की दलील दी।
- 11. विद्वान अभिभाषक अग्रार्थी की यह भी दलील है कि प्रार्थी ने अपनी जिरह में यह स्वीकार किया है कि उसकी उम्र 45 वर्ष की थीं और 45 वर्ष का व्यक्ति केंद्र सरकार के किसी भी संस्थान में नियोजित होने का अधिकार नहीं रखता है। साथ ही अग्रार्थी की ओर से प्रस्तुत की गंधी साहब के हवाले से प्रार्थी को ठेकेंद्रर का अभिक होने का तथ्य प्रमाणित होने की दलील देते हुए प्रार्थी का क्लेम खारिज करने की दलील दी।
- किया तो पाका कि प्रार्थी की आंदर्स में में में पाका वार्या का अध्ययन किया तो पाका कि प्रार्थी की आंदर को सामग्र की गार्थी है उसमें मनगर्स का सपण पत्र पत्र अध्या है जिसमें को लोक में वर्णित की है लोक न जब इस गवाह से जिस् की गार्थी है तो जिस् में इसने वार्या है कि दि. 28-9-03 को जब में काम पर लगा था उस समय मेरी उम्र 45 वर्ण थी, मैंने प्रमम बार जैकरी गैल नसी तार्या का समय मेरी उम्र काम किया, उसकी भी तारीका व साल पाट नहीं है। जब मैं की जी उसकी तार्या का पत्र समय मेरी उम्र करा पाट नहीं है। जब मैं की मेरी जम्मतिथ 22-9-60 है। जब मैं व्यावर में एक होटल विगोद के वहां अपने कुछ साविधों के साथ वहां खड़ा था तब गैल के अधि पूर्व सैनिकों की मर्सी का तारीका व वर्ण की है यह मुझे थार लगा कर लिया गया था यह तारा कि साथ वहां खड़ा था तब गैल के अधि पूर्व सैनिकों की मर्सी का तारीका व वर्ण की है यह मुझे थार

नहीं है। यह सही है कि मुझे मृत्युर्व सैनिक होने के कारण गैल में नौकरी मिली थी। ता. 16-5-79 को मैं भारतीय सेना में सिपाही के पद पर बैंगलोर में भर्ती हुआ था। मैं वहां स्ने ता. 31-5-96 को मेरी सेवानिवृति हुई थी मुझे सेना से पेंशन मिलती है । 2300 रु . मासिक मिलते हैं । दिनांक 24-9-03 की बात है कि मैं अजमेर टेलीफोन एक्सचेंज में अपने पूर्व सिपाहियों से मेरी मुलाकात हुई थी जिन्होंने टेलीफोन एक्सचेंज में भर्ती होने की कात कही भी मैं भी पूर्व सिपाही था, इसलिए टेलीफोन के अधिकारी से मिला, जिनका नाम तो मुझे याद नहीं व पद भी याद नहीं है । उन्होंने मुझे हाथों हाथ कागज दिया था और ब्यावर टेलीफोन एक्सचेंज में इंटरव्यू लेकर उसी दिन मेरे को काम पर रख लिया । पत्रावली देखकर कहा कि जो दस्तावेज लेकर मुझे ब्यावर टेलीफोन एक्सचेंज में भेजा गया था वह कागज मैंने पेश नहीं किया । वह कागज आज मैं नहीं लाया, वह कागज आगे पेश कर सकता हूं। फिर कहा कि वह कागज तो मैंने ब्यावर टेलीफोन एक्सचेंज में पेश कर दिया था । यह कागज मैंने एसडीओ फोन सम्बंद शर्मा को ता. 24-9-03 को ही पेश कर दिया था । नियुक्ति पत्र मैंने पेश जो एक्सचेंज से मिला था वह पत्रावली में पेश नहीं किया । वह मैं लाकर पेश कर सकता हूं फिर स्वत: कहा कि एक्सचेंज ने मेरे को कोई नियुक्ति पत्र नहीं दिया । एक्सचेंज में मुझे कोई परिचय पत्र नहीं दिया । मैंने एसडीओ फोन से नियुक्ति पत्र व परिचय पत्र की मांग करी थी । मुझे भारतीय सेवा से नियुक्ति पत्र व सेवामुक्ति पत्र मिला था परंतु बिजली बोर्ड व गैल से मुझे कोई नियुक्ति पत्र या सेवा समाप्ति पत्र नहीं दिया गया । प्रदर्श डब. 1 से 19 तक जो पे-स्लिप बता रहा हूं वह पे-स्लिप है । प्रदर्श डब.1 से 19 तक मेरी पे-स्लिप नहीं हो वह तो मेरी उपस्थिति के पे पत्र हो यह मैं नहीं कह सकता । यह बात सही है कि इसमें वेतन की राशि का उल्लेख नहीं है । स्वत: कहा कि इसके आधार पर ही वेतन बनता था । वह सही है कि मैं एक्स-सर्विसमैन वेलफेयर सोसायटी अजमेर का सदस्य हूं। यह कहना गलत है कि मैं सोसायटी के जरिये ही टेलीफोन एक्सचेंज में काम करता रहा हं। प्रदर्श एम-22 मेरे खिलाफ पेश की गयी चार्जशीट है जिसका मुकदमा चल रहा है।

13. अप्रार्थी की ओर से के.सी. मरमट मंडल अभियंता का शपथ पत्र पेश किया गया है जिसमें यह वर्णित किया है कि प्रार्थी अजमेर जिला एक्स-सर्विसमैन वेलफेयर सोसायटी लि.. अजमेर के जरिये ठेकेदार से किये गये अनुबंध के तहत कार्य करने के लिए आया था ठेका 2003-04, 2004-05, 2005-06 के लिए था और इस संबंध में संबंधित दस्तावेजात् का विवरण भी शपथ-पत्र में बर्णित किया है। जब इस गवाह से जिरह की गयी है तो जिरह में इसने कहा है कि एम-1 संविदा के अंर्तगत 1-4-03 से 31-3-04 तक द्वितीय पक्ष कॉपरेटिव सोसायटी जिन श्रिमिकों को किन-किन पद हमारे कार्यालय के लिए नियुक्त किया उसकी सूची में रिकार्ड देखकर बता सकता हूं। वह सूची आज साथ नहीं लाया ना ही बेश करी है। वह बात सही है कि प्रदर्श एम-1 के अनुसार यदि कोई श्रीकिक लगाया तो वह हटाये जाने तक लगातार सर्विस कस्ता रहा । प्रदर्श एम-2 व एम-3 के साथ भी किन-किन श्रमिकों को नियुक्त किया गया उनकी सूची में रिकार्ड देखकर बता सकता हूं । यह बात सही है कि हमारे विभाग में किस व्यक्ति किस पद पर लगाना है इसका निर्धारण सोासंयटी करती है स्वत: कहा कि सोसायटी को बताया जाता है । मैंने ऐसा कोई निजुक्ति आदेश नहीं देखा जिसमें सोसायटी ने किन व्यक्ति को किस पर पर कितनी अवधि के लिए नियुक्त किया हो । यह सही है कि प्रदर्श एम-4 से एम-18 तक उपस्थिति रिकार्ड हमारे विमाग द्वारा ही मेंटेन

किया गया है। यह बात सही है कि हमारे विभाग में लगे सभी त्रिमिकों के कार्य नियंत्रण का अधिकार हमारे विभाग के अधिकारी करते हैं। यह कहना गलत है कि जो श्रमिक सोसायटी के माध्यम या किसी भी माध्यम से रखे गये हों उनको हटाने का अधिकार बीएसएनएल को नहीं है। यह सही है कि श्रमिकों का पारिश्रमिक सोसायटी ने क्या तब किया उसका रिकार्ड हमने पेश नहीं किया । यह सही है कि 24-9-03 से 25-8-05 तक प्रार्थी ने लगातार हमारे विभाग में कार्य किया । यह बात सही है कि डब. 23 प्रार्थी के इयुटी रजिस्टर की प्रति है। यह कहना गलत है कि कांट्रेक्ट एम-1 से एम-3 तक फर्जी हो और विभाग अपने विधिक दायित्व से बचने के लिये तैयार किये हो । पहले कोई नोटिस नहीं दिया क्योंकि 240 दिन लगातार काम किया स्वत: कहा कि हमने सोसायटी को लिखा दिया था श्रीमक को हटाया जाने क्योंकि हमें श्रमिक को हटाने का अधिकार नहीं था । प्रदर्श **एम-19 सेक्स्यें संतोकप्रद होने के कारणों की जानकारी मुझे** नहीं है । यह कहना मलत है कि एम-19 में ए से बी इज़रत रॉजिश के कारण संबंधित अधिकारी ने लिखी हो ।

14. एन.ए.डब. 2 एम.एल. पंवार भू पू. मंडल अभियंता का भी शपथ पत्र पेश किया गया है जिसमें प्रार्थी को एक्स-सर्विसमैन वेलफेयर सोसायटी द्वारा काम पर भेजने का तथ्य कहा है और यह भी कहा है कि प्रार्थी अप्रार्थी संस्थान का कर्मश्रारी नहीं था उसके विरुद्ध फीजदारी मुकदमे विचाराधीन थे जब इस गवाह से जिरह की गयी है तो जिरह में इसने कहा है कि प्रार्थी हमारा कर्मचारी नहीं था इसलिए कोई कार्यकाही नहीं की व्यवहार के संबंध में जी. एम. ऑफिस को लिखा था क्योंकि कर्मचारी जी. एम. ऑफिस के माध्यम से काम करने आया था। वह बात सही है कि बी.एस.एन.एल. कार्यालय **क्यावर और सोसायटी के मध्य कोई ठेका नहीं हुआ था** । उसकी **निष्क्रित संबंधी दस्तावेज पत्रावली पर नहीं है । यह सही है** कि मदनदास मेरे ब्याबर जाने से पहले ही कार्बरत था जो 25-8-05 तक कार्बरत था । प्रदर्श इम-20 पर जो फोटो कापी है सी से डी किस अधिकारी के है मुझे जानकारी नहीं है लेकिन वह एस.डी.ओ. फोन **ब्यापर पर कार्यरत व्यक्ति के हैं। पत्रावली पर उपलब्ध दस्तावेजात्** के आधार पर प्रार्थी मदनदास वैष्णव की नियुक्ति एस. डी. ओ. फोन्स ब्बद्धर ने नहीं की भी। उपस्थिति चार्ट प्रदर्श हब.1 लगायत 19 तक की हाजरी हमारे विकास द्वारा की जाती थी । शपथ पत्र के चरण सं. 6 में जो उपस्थितिका दायित्व सोसायटी का होना लिखा है वह सही है क्योंकि हम उपस्थित का रेकाई जी.एम. के माध्यम से सोसायटी को भेजते थे। प्रदर्श डब. 9 लगायत 12 में कोई साप्ताहिक अवकाश नहीं है ।

15. एन. ए, डब. 3 के.एन. भागेंब, प्रतिनिधि जिला एक्स-सर्विसमैन केलकेकर सोसावटी का राज्य-पत्र प्रस्तुत हुआ है जिसमें सार्वी को ठसने सुरक्षा गार्ड के पद पर अपनी संस्थान के द्वारा भेजना कहा है और जिसह में उसने कहा है कि प्रदर्श एम -1, 2, 3 पर मेरे हस्ताकर नहीं हैं स्वत: कहा सचिव के हस्ताकर हैं सचिव तेजपाल सिंह कैहान है। तेजपाल सिंह कैहान हैं। मदनदास का नाम सर्वप्रथम कब भेजा गया और किस एड़ीबँट के तहत भेजा गया में अभी नहीं बता सकता। मैं रिकार्ड देखे बिना नहीं बता सकता हमारा एग्रीमेंट एक एक साल के लिये होता है इसकी मुझे जानकारी है स्वत: कहा कि एक्सटेंड होता रहता था। मैं एक्सटेंड का कोई कागज साथ नहीं लाथा। हम बीएसएनएल को आदमी भेजते हैं वह पत्र लेकर जायेगा वह वहां इयूटी पर रिपोर्ट करेगा। उस पत्र की

कापी हम रखते हैं पर आज मैं साथ नहीं लाया। यह कहना सही है कि बीएसएनएल कार्यालय में जाने के बाद उस व्यक्ति को कहां नियुक्त करना है वह विभाग का काम है। यह सही है कि मदनदास को भारत संचार निगम लि. में सुरक्षा गार्ड के पद पर रखा गया था। यह बात सही है कि इनकी उपस्थिति भारत संचार निगम लिमिटेड द्वारा ही ली जाती थी। बी.एस.एन.एल. का या हमारी सोसायटी का इनसे संबंध नहीं हैं। प्रार्थी का नाम एक मतंबा भेज दिया उसके बाद दुवारा प्रतिवर्ष नाम भेजने की आवश्यकता नहीं रहती। मदनदास को हटाने से पहले एक महीने पहले हमें नोटिस दिये जाने की आवश्यकता नहीं थी। प्रदर्श एम-20 आदेश हमारा नहीं है। हमसे उसके बदले दूसरा आदमी मांगा था जो भेज दिया। हमारे बीएसएनएल से कांट्रेक्ट अभी नहीं है। सेवामुक्त करने के सोसायटी के आदेश पत्रावली पर नहीं है। और हटाने का कोई आदेश सोसायटी नहीं देती। स्वत: कहा बीएसएनएल हटा दे तो उसका हमारे पास सूचना आती है। दि. 25-8-05 के बाद हमारे पास कोई सूचना नहीं आयी।

- 16. उपरोक्त संदर्भ में प्रस्तुत नजीरों का अध्ययन किया तो पाया कि 2006 (1) आरएलडब्ल्यू पेज 210 की नजीर में यह सिद्धांत प्रतिपादित किया गया है कि ठेकेदार के द्वारा कार्य पर रखा गया व्यक्ति धारा 2 (एस) के अंतगत श्रमिक की श्रेणी में आता है। 2007 (4) आरएलडब्ल्यू 3439 की नजीर में यह अवधारित किया है कि :—
- I.D. Act, 1947 Sec. 25F Appointed of temporary security guard by the contractor determination of employer relationship necessity of master and servant relationship workmen concerned employed by security agency which had a contractor with the respondent employer upto a certain date matter recomended for fresh disposal.

और ए.आई.आर. 2009 एस.सी. 309 की नजीर में पार्टटाईम श्रीमक को श्रीमक की श्रेणी में माना गया है तथा 2008 (3) आर. एच. डब्ल्यू 1940 की नजीर में 240 दिन निरंतर कार्य करने पर श्रीमक को वैधानिक अधिकार पैदा होने बाबत् । ए.आई.आर. 2009 एस.सी. पेज 512 की नजीर श्रीमक के अधिकारों को सुरक्षित रखने बाबत् तथा 2001 डब.एमसी.(यू.सी.) 607 की नजीर अप्रार्थी द्वारा ठेकेदार संस्थान के अध्यक्ष व सचिव को पेश नहीं कर असंगत व्यक्ति को पेश नहीं करने के कारण व अन्य दस्तावेजी साक्ष्य पेश नहीं करने के आधार पर अप्रार्थी की साक्ष्य विश्वसनीय नहीं माने जाने बाबत है।

17. उपरोक्त साक्ष्य व न्यायिक दृष्टांतों के संदर्भ में मैंने पत्रावली पर आयी दस्तावेजी साक्ष्य का अध्ययन किया तो पाया कि इकरारनामा प्रदर्श एम-1वर्ष 2003-04 के लिए मंडल अभियंता प्रशासन कार्यालय दूर संचार जिला अजमेर व अजमेर जिला एक्स-सर्विसमैन वेलफेयर कॉपरेटिव सोसायटी, अजमेर के मध्य निष्पादित किया गया है जिसमें यह वर्णित है कि :—

यह संविदा आज दि. 21-3-2003 बी.एस.एन.एल. (केंद्र सरकार का उपक्रम) जिला अजमेर कार्यालय अजमेर जिसे बाद में सरकार से संबोधित किया गया (प्रथम पक्ष) एवं अजमेर जिला एक्स-सर्विसमैन वेलफेयर कॉपरेटिव सोसायटी लि. अजमेर जिसे द्वितीय पक्ष कहा गया है, दोनों पक्षों ने इकरार नियमानुसार किया गया है कि:-

(1) इस कार्यालय में वर्ष 2003-04 के लिए निगम सुरक्षा गार्डकर्मी/डाईवर/सफाई कर्मचारी/सशस्त्र सुरक्षाकर्मी/माली/कुक उपलब्ध कराने के उद्देश्य से द्वितीय पश्च अजमेर, अजमेर जिला एक्स-सर्विसमेन वेलफेयर कॉपरेटिव सोसायटी लि., अजमेर से वित्तीय वर्ष 2003-04 के लिए सेवार्ये अनुबंध पर ली जा रही है, जो निम्नांकित शर्तों के अध्याधीन द्वितीय पश्च को मान्य होगी:—

- (अ) कार्यालय द्वारा मात्र सुरक्षा /ड्राईवर/सफाई /सशस्त्र सुरक्षाकर्मी/माली/कुंक की सेवार्ये अनुबंध पर ली जा रही हैं, अत: सोसायटी इन कार्यों हेतु कौन व्यक्ति लगाती है, यह जिम्मेदारी द्वितीय पक्ष की होगी।
- (ब) द्वितीय पक्ष विभाग को सुरक्षा गार्डकर्मी/ड्राईवर/सफाई कर्मचारी/सशस्त्र सुरक्षाकर्मी/माली/कुक प्रदान करने हेतु जितने व्यक्ति रखेगी, उन्हें राज्य सरकार द्वारा निर्धारित पारिश्रमिक का भुगतान प्रथम पक्ष को करना होगा।
- (स) सुरक्षा एजेंसी श्रम, विधि एवं अन्य सभी संबंधित कानूनों की पालना करने के लिए पूर्णतया उत्तरदायी होगी। किसी भी प्रकार की अवहेलना के लिए एजेंसी ही दोषी होगी।
- (द) संस्थान द्वारा उपलब्ध करवायी गयी सेवायें संतोषजनक नहीं होने पर नुकसान भरपाई सोसायटी (द्वितीय पक्ष) द्वारा कराया जायेगा।
- (ड) सुरक्षा गार्डकर्मी/ड्राईवर/सफाई कर्मचारी/सशस्त्र सुरक्षाकर्मी/माली/कुक की सैवायें प्रति दिवस 8 घंटे तथा अधिकतम 24 घंटे के लिए हींगी तथा कार्यालय के समय के अतिरिक्त सेवायें लिए जार्ने पर अतिरिक्त भुगतान किया जायेगा।
- (च) एजेंसी इन हेतु जो कर्मी उपलब्ध करायेगी उनकी उपस्थिति रिकार्ड करने का दायित्व स्वयं एजेंसी का होगा । सेवा उपभोग करने वास्ते मान्य अधिकारी द्वारा प्रमाणित कराकर एजेंसी भुगतान हेतु बिल महाप्रबंधक दूर संचार जिला अजमेर को प्रस्तुत करेगी ।
- (छ) राज्य सरकार के आदेश क्र.प. 9 (3) राज/ग्रुप/सै.बो /85 दिनांक 20-8-97 के अनुसार निर्धारित दरों पर मुगतान दिया जायेगा और उसकी अनुपालना की जायेगी !
- (ज) उक्त दर पर 5 प्रतिशत अधिभार का भुगतान द्वितीय पक्ष को देय होगा ।
- (झ) 8 घंटे के स्थान पर 12 घंटे ड्यूटी करवाने पर अनुपात में भुगतान बढ़ा कर देय होगा ।
- (ट) बिल प्राप्ति के बाद एक सप्ताइ में भुगतान कर दिया जावेगा ।
- (ठ) अगर प्रथम पक्ष को सर्विसेज की आवश्यकता नहीं होगी तो एक माह पूर्व सूचित करके सेवायें समाप्त कर दी जावेगी।
- (ङ) इस बाबत प्रथम पक्ष का निर्णय अंतिम एवं मान्य होगा। जिस पर द्वितीय पक्ष कोई ठजर नहीं करेगा।

यह इकरारनामा दि. ( ) को बिना किसी दबाव के निष्पादित किया गया है जो दि. 1-4-2003 से 31-3-2004 तक प्रभावी रहेगा।

द्वितीय पक्ष प्रथम पक्ष ह. ह. सचिव अजमेर जिला मंडल अभियंता एक्स सर्विसमैन वेलफेयर प्रशासन कार्यालय कॉपरेटिव सोसायटी लि., म. प्र. दूरसंचार जिला अजमेर

- 18. इसी प्रकार प्रदर्श एम-2 करार वर्ष 2004-05 के लिए इकरारनामा प्रदर्श एम-3 2005-06 के लिए निष्पदित किया गया है।
- 19. उपरोक्त इकरारनामें से यह स्पष्ट होता है कि अप्रार्थी संस्थान द्वारा अजमेर जिला एक्स सर्विसमैन वेलफेयर कॉपरेटिव सोसायटी लि., अजमेर से विभिन्न कार्यों के लिए श्रिमिक कार्य पर लिये जाते थे जो अन्य दस्तावेजी साक्ष्य पेश हुई है उसमें प्रार्थी की ओर से हाजरी विवरण प्रदर्श डब. 1 लगायत 19 पेश किये गये हैं जिनमें उपस्थित दर्शायी गयी है। इन उपस्थित पंजिकाओं से यह स्पष्ट नहीं होता है कि प्रार्थी अप्रार्थी संस्थान का ही श्रिमिक था बल्कि उसकी हाजरी से उसका कार्य पर उपस्थित होना प्रकट होता है लेकिन जवाब के माध्यम से अप्रार्थी संस्थान ने जो तथ्य प्रकट किये हैं, उनमें यह आया है कि एक्स सर्विसमैन वेलफेयर सोसायटी की ओर से जो श्रिमिक भेजे जाते थे उनसे काम लिया जाता था और उनकी उपस्थित के बारे में सूचना ठेकेदार संस्थान को भेजी जाती थी।
- 20. प्रार्थी की ओर से प्रस्तुत दस्तावेजात में ऐसा कोई दस्तावेज नहीं है जिससे यह प्रमाणित हो सके कि न्युनतम वेतन पर अथवा किसी नियत वेतन पर प्रार्थी को अप्रार्थी संस्थान में नियोजित किया गया हो अथवा इस प्रकार का कोई वेतन अप्रार्थी संस्थान ने प्रार्थी को सीधे प्रदान किया हो क्योंकि प्रार्थी की ओर से न तो कोई सेवा का विज्ञापन प्रस्तृत किया गया है, न ही कोई नियक्ति पत्र पेश किया गया है न ही कोई वेतन स्लिप आदि प्रस्तुत की गई है न ही कोई ईएसआई की सुविधा आदि के कागजात पेश किये गये हैं। स्थिति यहां तक है कि प्रार्थी की ओर से ऐसा कोई भी दस्तावेज पेश नहीं किया गया है जो सीधा संबंध अप्रार्थी संस्थान से नियोक्ता एवं नियोजक का संबंध स्थापित करता हो और साक्ष्य के उपरोक्त विवेचन से जैसा कि प्रार्थी की जिरह में आया है कि वह एक सेवानिवृत्त सैनिक है और सेवानिवृत्ति के पश्चात् उसने विभिन्न विभागों में विभिन्न समयों पर कार्य किया और अंत में उसने एक्स सर्विसमैन वेलफेयर सोसायटी के माध्यम से अप्रार्थी संस्थान में भी कार्य किया, ऐसी सुरत में भी कोई संबंध नियोजक व नियोक्ता के हैं तो वह वेलफेयर सोसायटी व प्रार्थी के मध्य है न कि अप्रार्थी व प्रार्थी के मध्य ।
- 21. जहां तक अप्रार्थी की ओर से ठेकेदार संस्था का रजिस्ट्रेशन प्रमाण-पत्र पेश नहीं करने अथवा ठेकेदार संस्थान के अध्यक्ष व सचिव को पेश नहीं करने का प्रश्न है, श्रमिकों की संख्या अधिक थी और लाइसेंस आवश्यक था यह तथ्य प्रथमतया प्रार्थी को साबित करना था तभी उसका उल्लंघन का लाभ प्रार्थी ले सकता था जो प्रार्थी ने प्रमाणित नहीं किया है।
- 22. दूसरे बिंदु के संबंध में जो गवाह एन. ए. डब. 3 पेश हुआ है के. एन. भार्गव प्रतिनिधि एक्स सर्विसमैन वेलफेयर सोसायटी

का पेश हुआ है, वह समस्त कार्य स्वयं संपादित करना कहता है, ऐसी सूरत में उसकी साक्ष्य पर क्यों अविश्वास किया जाए, उसका कोई कारण नहीं है।

- 23. प्रार्थी के विरुद्ध जो एफ. आई. आर. व अन्य आरोप पत्र की प्रति आदि पेश की गई है, उसके अनुसार धारा 7/25 आयुध अधि-नियम के संबंध में है और जो तथ्य पुलिस कार्यवाही आदि में हैं उन्हें दृष्टिगत रखते हुए जो प्रार्थी के विरुद्ध कार्यवाही की गई, वह एक पृथक विषय है जो कि प्रार्थी के विरुद्ध है।
- 24. इस प्रकार साक्ष्य के उपरोक्त विवेचन से प्रार्थी एक सेवानिवृत्त सैनिक होने के आधार पर ठेकेदार के माध्यम से अप्रार्थी संस्थान में कार्यरत होना, उसकी आयु व अन्य पूर्व की अवधि में किये गये कार्यों के अनुसार राज्य सेवा में नियुक्ति का पात्र नहीं होना और अप्रार्थी संस्थान द्वारा उसे कार्य पर रखे जाने का तथ्य प्रमाणित नहीं होने के कारण प्रार्थी एक ठेकेदार का श्रमिक होने के कारण और यह प्रकरण ठेकेदार के विरुद्ध नहीं होने के कारण प्रार्थी अप्रार्थी संस्थान के विरुद्ध कोई लाभ प्राप्त करने का अधिकारी नहीं है और तदनुसार विवाद का उत्तर प्रेषित किया जाना उचित है।

## आदेश

- 25. फलत: प्रस्तुत विवाद का उत्तर इस प्रकार से दिया जाता है कि प्रबंधन डिवीजनल इंजीनियर टेलीकॉम, भारत संचार निगम लि., ब्यावर, राज. द्वारा श्री मदनदास, सिक्युरिटी गार्ड की सेवायें दिनांक 25-8-2005 से समाप्त करना वैध एवं उचित है। अत: प्रार्थी किसी राहत को पाने का अधिकारी नहीं है।
- 26. अवार्ड आज दिनांक 18-5-09 को लिखाया जाकर सुनाया गया। अवार्ड की प्रति नियमानुसार राज्य सरकार को चास्ते गजट में प्रकाशन प्रेषित की जावे।

मिथिलेश क्मार शर्मा, न्यायाधीश

# नई दिल्ली, 24 जून, 2009

का. 31. 1966. औद्योगिक विवाद अधिनियम, 1947 (1947 का 14) की धारा 17 के अनुसरण में, केन्द्रीय सरकार सी. पी. डब्ल्यू. डी. के प्रबंधतंत्र के संबद्ध नियोजकों और उनके कर्मकारों के बीच, अनुबंध में निर्दिष्ट औद्योगिक विवाद में केन्द्रीय सरकार औद्योगिक अधिकरण नं. 1, नई दिल्ली के पंचाट (संदर्भ संख्या 3/2007) को प्रकाशित करती है, जो केन्द्रीय सरकार को 24-6-2009 को प्राप्त हुआ था।

[फा. सं. एल-42012/64/2006-आईआर (डी.यू.)] सुरेन्द्र सिंह, डेस्क अधिकारी

## New Delhi, the 24th June, 2009

S.O. 1966.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the award (Ref. No. 3/2007) of the Central Government Industrial Tribunal-cum-Labour Court No. 1, New Delhi as shown in the Annexure in the Industrial Dispute between the employers in relation to the

management of C.P.W.D. and their workman, which was received by the Central Government on 24-06-2009.

[F.No. L-42012/64/2006-IR.(DU)] SURENDRA SINGH, Desk Officer

#### ANNEXURE

BEFORE Dr. R. K. YADAV PRESIDING OFFICER CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL-CUM-LABOUR COURT NO. 1, NEW DELHI KARKARDOOMA COURT COMPLEX, DELHI

L. D. No. 3/2007

In the matter of dispute between:

Shri Babu Lal S/o Shri Kanhaya Lal,

C/o All India CPWD, Karamchari Sangathan (Regd.),

House No. 4823, Gali No. 13, Balbir Nagar Extn.

Shahdara, Delhi- 110032 ...... Workman

Versus

The Superintending Engineer, Electrical Coordination Circle, CPWD, East Block, R. K. Puram, New Delhi.

.....Management

## AWARD

The Central Government, Ministry of Labour vide its Order No. L-42012/64/2006-IR (DU) dated 9-1-2007 has referred the following industrial dispute to this Tribunal for adjudication:

"Whether the demand of All India CPWD (MRM) Karamchari Sangathan for regularisation of services of Shri Babu Lal in the pay scale of Rs. 330-560/1200-2040/4000-6000, w.e.f. 16-3-79 is legal and justified? If yes, to what relief the workman concerned is entitled to?"

2. Notice to the parties/ respondent for filing claim statement was issued on 13-2-2607. Twelve adjournments were granted to the workman for filing of claim statement but the workman opted not to file claim statement till date... Shri S. K. Sharma A/R for the workman declared that the workman is not interested in contesting the demand raised by All India CPWD (MRM). Karamchari Sangathan for regularisation of his services in the pay scale of Rs.330-560, which has been revised to Rs.1200-2040 and further revised to Rs. 4000-6000. He makes it clear that in view of non-cooperation of the workman, the aforesaid Union does not want to press the demand raised. In his statement made on oath, Shri Sharma detailed as follows:—

"I am the General Secretary of All India CPWD (MRM), Karamchari Sangathan (Regd). The said union raised a demand for regularisation of services of Sh. Babu Lal with the management in the pay scale of Rs. 330-560, which was revised to Rs. 1200-2040 and was further revised to Rs. 4000-6000. When management did not accept the demand raised by Union, conciliation proceedings failed. A dispute was referred by the Appropriate Govt. for adjudication. Now Sh. Babu Lal is not cooperating with the union in respect of the aforesaid demand.

Consequently, the union gives up the contest to the aforesaid reference. The union is unable to file a claim statement in the matter. In view of non-cooperation of Sh. Babu Lal now there remains no dispute in the matter. The matter may be closed."

3. In view of the statement made by Shri Satish Kumar Sharma, General Secretary of the aforesaid union, it is evident that now there remains no dispute between the parties in respect of the reference made by the Appropriate Govt. Consequently, a no dispute award is passed. It be sent to the appropriate Government for publication.

Dr. R. K. YADAV, Presiding Officer

Dated: 16-6-09

## नई दिल्ली, 24 जन, 2009

का.आ. 1967. औद्योगिक विवाद अधिनियम, 1947 (1947 का 14) की धारा 17 के अनुसरण में, केन्द्रीय सरकार डाक विभाग के प्रबंधतंत्र के संबद्ध नियोजकों और उनके कर्मकारों के बीच, अनुबंध में निर्दिष्ट औद्योगिक विवाद में केन्द्रीय सरकार औद्योगिक अधिकरण/श्रम न्यायालय नं. 2, मुम्बई के पंचाट (संदर्भ संख्या सीजीआईटी-2/83 का 2002) को प्रकाशित करती है, जो केन्द्रीय सरकार को 24-6-2009 को प्राप्त हुआ था।

[सं. एल-40012/184/2002-आई.आर.(डी.यू.)] सुरेन्द्र सिंह, डेस्क अधिकारी

## New Delhi, the 24th June, 2009

S.O. 1967.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the award (Ref. No.CGIT-2/83 of 2002) of the Central Government Industrial Tribunal-cum-Labour Court No. 2, Mumbai as shown in the Annexure, in the Industrial Dispute between the employers in relation to the management of Department of Posts and their workman, which was received by the Central Government on 24-6-2009.

[No, L-40012/184//2002-IR (D.U.)] SURENDRA SINGH, Desk Officer

#### **ANNEXURE**

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL NO. 2, MUMBAI

Present: Shri A. A. Lad, Presiding Officer Ref. No. CGIT-2/83 of 2002

. , - V/ş.

Employers in Relation to the Management of

Department of Posts
The Sr. Supdt. of RMS
Department of Posts
Air Mail Sorting Division,
Dadar, Mumbai-400.014.

1st Party

Their Workmen
Shri Nitin T. Dalvi
51/2. Shetye Market Building,
Parel Bhoiwada G. K. Road,
Mumbai-40.0012.

2nd Party

#### **APPEARANCES**

For the Employer

Mr. V. Narayanan, Advocate.

For the Workmen

Mr. V. J. Amberkar, Advocate.

Date of reserving the Award: 24-12-2008.

Date of passing the Award: 28-4-2009.

## AWARD PART-II

The Government of India, Ministry of Labour by its Order No. L-40012/184/2002-IR(DU) dated 31-10-2002 in exercise of the powers conferred by clause (d) of sub-section (1) and sub-section 2(A) of Section 10 of the Industrial Disputes Act, 1947 have referred the following dispute to this Tribunal for adjudication:

"Whether the action of the management of Department of Posts, Mumbai in terminating the services of Sh. Nitin T. Dalvi w.e.f. 23-12-1999 is justified? If not, what relief the workman Shri Nitin T. Dalvi is entitled to?"

- 2. To support the subject matter referred in the reference, second party filed Claim Statement at Ex.-7 stating that, the Department of Posts is one of the Department of Central Government engaged in activity of printing and selling of various stamps, post cards, inland, money orders forms for telegrams where more than 15000 employees are working all over Mumbai. It has branches all over India.
- 3. Second Party was engaged as Mailman, drawing wages Rs. 2450/- p.m. He has 9 years continuous service.
- 4. He was chargesheeted vide chargesheet dated 25-11-97 observing that, he was found absent without permission between 27-12-95 to 7-3-96. It was also alleged that, he did not inform about his police custody which he suffered from 8-3-96 to 15-3-96. He state that he had been to Shirdi on 26-12-95 where he stayed till 7-3-96. Reading the newspaper he learnt that, police were hunting him. So he approached them, where he was arrested and he was kept in judicial custody from 8-3-96 to 15-3-96 for investigation by the custom authority. Infact it was duty of custom authority to inform about his arrest. As a result of arrest, he was unable to inform First Party about his absenteeism and his custody was not considered to excuse him from not informing about leave.

According to him complaint was lodged by custom authority and said is pending before Esplanade Court. He was terminated due to absenteeism during that period leveling charges of remaining absent on duty without permission and leaving head quarters without prior permission. Though he brought all those facts in to the notice of Inquiry Officer, who conducted inquiry on absenteeism, he was held guilty of misconduct. Even his leave at credit was not considered while awarding punishment. So he states that inquiry was not fair and proper and findings given on these grounds are perverse. He also states that, punishment of dismissal is disproportionate for simple absenteeism. Hence he pray to

set aside the dismissal order dated 6-3-99 observing enquiry not fair and proper and findings perverse.

- 5. This is disputed by First Party by filing Written Statement at Ex.-8 stating and contending that, First Party is not an 'industry' as it is engaged in carrying mail by rail, road, water and air. Since it is not an industry, Second Party cannot be called as a 'workman' and as a result of that, this Court has no jurisdiction to try the reference.
- 6. It is also contended that, Departmental Enquiry was conducted against Second Party after giving fair opportunity and reading the evidence, competent authority awarded punishment. The appeal preferred by Second Party was rejected on merit. In all those reasonable opportunity was given to Second Party. He never made grievances about fair opportunity not given in enquiry. Even finding of Enquiry Officer observing "absent without permission" is based on the facts revealed in the enquiry. Even Second Party admitted that, without permission he left for Shirdi and did not apply in due course for leave. Even he admits that, he did not intimate about his arrest and criminal case filed against him. It is also stated that, he was absent from 27-12-95 to 7-3-96 and nothing intimated about his custody from 8-3-96 to 15-3-96. By all these he committed breach of Rule 3-C of Central Civil Services (Conducts) Rules 1964 and invited Departmental enquiry where he found guilty of absenteeism without permission. Since he did not complain about opportunity not given in enquiry and about his absenteeism without prior permission, question does not arise to set aside enquiry and finding given observing not fair and proper and finding perverse. Besides absenteeism is misconduct which invite punishment like dismissal. Said punishment was given which is just and proper. So it is submitted that, reference be rejected on all these counts.
- 7. In view of above pleadings my Learned Predecessor framed issues at Ex.-11. Out of those Issues Nos. 1 to 3 were treated as preliminary issues. Those issues were decided by passing Award Part I on 6-3-2007. Now following issues i.e. issues whether the action of the Management in terminating the services of the 2nd Party is justified and whether he is entitled to the relief sought which I answer as under:

#### ISSUES

#### **FINDINGS**

4. Whether the action of the Management of Department of Posts, Mumbai in terminating the services of Shri Nitin T. Dalvi w.e.f. 23-12-1999 is justified?

Yes

5. What relief the workman Shri Nitin T. Dalvi is entitled to?

Does not arise.

## ISSUES NOS. 4 AND 5:

## **REASONS:**

8. By passing Award I this Tribunal observed that, the enquiry was fair and proper, finding not perverse.

- 9. In this second round of litigation, 2nd Party led evidence by filing his affidavit, at Exhibit 26, in lieu of his examination-in-chief, to show how punishment inflicted on him is harsh and not proportionate against the charge of the misconduct. His states that, he was arrested by the police and that was the reason behind his absenteeism. In the cross he admits that, he did not inform about his arrest to the management. He admits that, he was in judicial custody from 8-3-1996 to 15-3-1996. He admits that, he never intimated about his judicial custody at any point of time. He also whisper that, the chargesheet served on him and enquiry conducted against him. So this is the evidence led by 2nd Party on punishment.
- 10. To justify the punishment of termination 1st Party placed relience on the evidence of Bhimrao S. Dakate, whose affidavit is filed at Exhibit 28 in lieu of his examination-inchief and another affidavit of O.M. Tatiya in lieu of his examination-in-chief filed at Exhibit 29, who states that, 2nd Party was at rested by the Police and that he did not inform about it. They state that, even he did not pray for leave for his absenteeism period from 27-12-1995 to 7-3-1996.
- 11. Written arguments are submitted by 2nd Party at Exhibit 31 with some citations which was replied by 1st Party by filing written arguments at Exhibit 33.
- 12. From the evidence led by both, it reveals that, 2nd Party was working with 1st Party which was dealing with the carriage of mails and for the collection and distribution of mails etc. under the Department of Posts, Central Government, where 2nd Party was working in air mail sorting office where mail was being sorted out and dispatched to the concerned parties. It is to be noted that, this person remained absent without intimation without prior permission from 27-12-1995 to 7-3-1996 round about for 2 and 1/2 months. 2nd Party says that, he was working in the sorting office of the Postal Department situated at Dadar where there is no importance about his presency. If we consider the work of 2nd Party that, of person of this type who was doing work of stating mail remains absent for a long period what will be consequence? Definitely absency will affect on the work of the 1st Party. Besides admittedly 2nd Party did not take leave for the said period. Even he did not inform about his absenteeism not about reasons behind his absenteeism though he might have no chance to inform about his arrest. When he could informed that, he is unable to attend his duty for the said period, then he was supposed to explain the reason about his absenteeism. But it is to be noted that, he did not whisper about the same not claim that, he applied for leave stating that, he is unable to attend his duties from 27-1-1995 to 7-3-1996. Besides, he was arrested. It is to be noted that, 1st Party is dealing with public work. If a person like this is arrested and remains silent about his said arrest and remains absent without placing any reason on record without prior permission, in fact all this will definitely affect on the reputation of the 1st Party.

- 13. Here charge of absenteeism is leveled against the concerned workman. Enquiry was conducted 2nd Party participated in the enquiry, enquiry officer observed that, the charge is prove. When enquiry is held fair and proper and when even this Tribunal observed findings of the enquiry not perverse, which is also not challenged by 2nd Party in my considered view, punishment given on charge of absenteeism, which is proved misconduct does not require to interfere.
- 14. 2nd Party states that, leave was at his credit and no leave record was produced to show that, there was no leave at his credit. However, no where it is pointed out by the 2nd Party that, he applied for the said leave record and his leave record is not produced. Even 2nd Party did not take any steps to secure that record and evidence to show that, leave was at his credit and still record is not produced. If at all he would have applied for the leave record definitely Management might have produced it. For the sake of arguments, if Management has not produced leave record and succeed in showing that, 2nd Party applied for leave and that leave was not sanctioned to him though-leave, was at his credit, one may consider it. But here not take of that type is made out by 2nd Party. He never applied and no opportunity was given to 1st Party to produce the leave record.
- 15. Besides he has taken stand that, his service record is clean and no service record is produced to show that his service record was bad. Here it is not single act of remaining absenteeism, without prior permission or without intimation. At the most one can expect reply of the Management on that point. Here it is nowhere case of the 1st Party that, his service record was not good or when occassion areas about his absenteeism for which he applied which was not considered by the Management by taking lenience view. When 2nd Party has not made not the case of that type question of 1st Party proving that his past service record was bad does not arise.
- as a misconduct was leveled against the concerned workman. By holding enquiry said misconduct was proved against the concerned workman. The concerned workman was working in the sorting Department of the Postal authorities of Airmail which is an important work. If we consider it coupled with case that, 2nd Party was arrested by Police and on that count he remain absent for more than 2 months without intimation and without any sanction of leave and when enquiry was held fair and proper and finding not perverse, I am of the considered view that, punishment of dismissal effected on the 2nd Party does not require to interfere and I conclude that, it is just and proper. Hence I pass the following order:

## ORDER.

Reference is rejected with no order as to its costs.

Bombay, 28th April, 2009.

A. A. LAD, Presiding Officer

नई दिल्ली, 25 जुन, 2009

का.आ. 1968.— औद्योगिक विवाद अधिनियम, 1947 (1947 का 14) की धारा 17 के अनुसरण में, केन्द्रीय सरकार एवं एफ.सी.आई. के प्रबंधतंत्र के संबद्ध नियोजकों और उनके कर्मकारों के बीच, अनुबंध में निर्दिष्ट औद्योगिक विवाद में केन्द्रीय सरकार औद्योगिक अधिकरण नं. 1, वण्डीगढ के पंचाट (संदर्भ संख्या 231/2004) को प्रकाशित करती है, जो केन्द्रीय सरकार को 25-6-2009 को प्राप्त हुआ था।

[सं. एल-22012/2**74/2003-आई**.आर.(सीएम-II)] अजय कुमार गौड़, डेस्क अधिकारी

New Delhi, the 25th June, 2009

S.O. 1968.—In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the award (Ref. No. 231/2004) of the Central Government Industrial Tribunal-cum-Labour Court No. 1, Chandigarh as shown in the Annexure, in the Industrial Dispute between the management of Food Corporation of India, and their workmen, received by the Central Government on 25-6-2009.

[No. L-22012/274//2003-IR (CM-H)]
AJAY KUMAR GAUR, Desk Officer
ANNEXURE

BEFORE SHRI GYANENDRA KUMAR SHARMA, PRESIDING OFFICER, CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL-CUM-LABOUR COURT-1, CHANDIGARH

Case No. I.D. 231/2004

Shri Lal Singh Son of Shri Sant Singh, New Anaj Mandi, Ward No. 15, G.T. Recoll Colony, Sirhind, District Patients.

Applicant

## Versus

The Regional Manager, Food Corporation of India, Regional Office, Punjab, Sector 34, Chandigarh.

Respondent

## APPEARANCES

For the Workman

For the Management

Workman in person

Shri Ramesh Singh.

## AWARD

#### Passed on 10-6-2009

The Government of India vide notification No. L-22012/274/2003-IR(CM-II) Dated 23-6-2004 referred the following industrial dispute for adjudication of this Tribunal:

"Whether the action of the management of Food Corporation of India, Sirhind Distt. Patiala in terminating the services of Sh. Lal Singh, S/o Sh. Sant Singh, Labour w.e.f. 1-5-1997 is legal and justified? If not, to what relief the concerned workman is entitled to and from which date?"

After receiving the reference parties were summoned. Parties appeared and filed their respective pleadings along with evidence. Parties were also afforded the opportunity for adducing documentary evidence. It has been the contention of the workman in the statement of claim that he worked with the management of Food Corporation of India for 20 years from 1-1-1978 to 30-4-1997. He was drawing Rs. 2000/- per month on the date of his illegal termination. No notice or any retrenchment compensation was given to him by the Food Corporation of India before the termination of his services. His Provident Fund Account No. 161 was maintained by the Food Corporation of India. The termination is iflegal due to violative of provisions of Industrial Disputes Act, and he has further prayed for his reinstatement into the services with full back wages and other consequential relieves.

The management of Food Corporation of India has alleged that there has not been any employer-employee relationship between workman Shri Lal Singh and the management of Food Corporation of India. As per the contention of the management, the services of Shri Lal Singh were provided through a contractor named Shri Gurnam Singh. As the workman was not a servant of the management of Food Corporation of India, there was no necessity for giving any notice or retrenchment compensation. The Food Corporation of India has not terminated his services because he was working with Food Corporation of India through a contractor Shri Gurnam Singh.

## Oral evidence was recorded in the court.

Management of Food Corporation of India has not filed any documentary evidence, whereas the workman has filed a document Exhibit-W-13 relating to his Provident Fund which is deposited in his account in the office of Regional Provident Fund Commissioner, Government of India, SCO No. 4-7, Sector 17-B, Chandigarh. Apart from this, the workman has also filed photocopies of Membership Card Exhibit-W-2 to W-9 and W-10 is the attested copy of some Certificates.

Vide order dated 29-9-2008, the appearance of learned advocates was barred under Section 36(4) of the Industrial Disputes Act. For both of the parties, representatives appeared and argued the matter.

Learned legal representative of the workman argued that workman was directly appointed by the management of the Food Corporation of India. He is under the direct control of the management of the Food Corporation of India and his services were illegally terminated in violation of the provisions of Industrial Disputes Act. On the other hand, learned legal representative of management of Food Corporation of India submitted that there has been no employer-employee relationship between the workman and Food Corporation of India. The main question for determination before this Tribunal is whether there existed any employer-employee relationship between the workman and the management of the Food Corporation of India? Another question regarding the relief depends on the fate of answer of this main issue.

On employer-employee relationship, Supreme Court of India in 2008-LLR-801, GM, ONGC, Silchar Versus ONGC Contractual Workers Union, has laid down the criteria to establish the direct employee-employer relationship between the workman and the management of any organization. I have gone through the entire judgement of Hon'ble Apex Court. If we apply the ratio of GM, ONGC Silchur's case (supra) the workman has to prove the following facts to establish the employee-employer relationship:—

- (i) That there existed relationship of master and servant:
- (ii) That there is no contractor appointed by the management of the Food Corporation of India;
- (iii) That the management of the Food Corporation of India used to supervise the alleged work assigned to the workman;
- (iv) That the management of the Food Corporation of India took disciplinary action and call for explanation of the workman;
- (v) That the workman was paid wages by the management of the Food Corporation of India directly and not through the contractor; and
- (vi) At the cost reputation, the wages were directly paid to the workman by the management of Food Corporation of India and the acquaintance rolls were prepared by the management of the Food Corporation of India to make the payment good to the workman.

If the above ration of GM, ONGC Silchur's case are applied to the present case, it is evident that it is the evidence of the workman that no appointment letter was issued to him. It is also the law of service jurisprudence that the workman has to prove his contention that he was directly working under the management of Food Corporation of India and wages were paid directly to him by the Food Corporation of Indial. The burden of proof depends on the facts and circumstances of the case and no hard and fast rule can be laid down in this regard, because the proceedings before the Tribunal are altogether different than the proceedings before the Civil Court of any other adjudicatory authority. Provisions of the Indian Evidence Act are not applicable and enforceable in this Tribunal but the principles are applicable, meaning thereby the proceedings of this Tribunal have to be proceeded with on the basis of principles of natural justice. Principle of natural justice requires that if by some cogent evidence workman is able to prove that he was directly working under the control of Food Corporation of India, than burden is shifted on the Food Corporation of India to place the material record regarding the workman. All the original material documents are lying with the management of the Food Corporation of India. Principle of natural justice does not require it that workman should file and produce all the material documents which lying in the custody of the management of the Food Corporation of India and on which the workman has no control.

To prove the contention that the workman was working directly with the management of Food Corporation

of India, the workman has filed a document W-13 which proves that Provident Fund of the workman was deducted and was being deposited by the Food Corporation of India in his Account No. PN/12799/161 maintained with Regional Provident Fund Commissioner, Chandigarh. In W-13 which is a letter (in original) supplied by Regional Provident Fund Commissioner, Dr. Ved Parkash to the workman, it is mentioned that employer of workman was Food Corporation of India and not any contractor. This document W-13 is corroborated by Exhibit W-2 to W-9 which the employer of workman is shown as Food Corporation of India. Exhibit W-2 to W-9 are the Identity Card and the Membership Card of the workman issued by Food Corporation of India Workers Union which shown that the workman was working with the management and his principal employer was Food Corporation of India and not any contractor.

The workman has categorically stated in his application that he has no other evidence in his custody.

Considering the socio-economic condition of the workman and applying the intention of legislation in Industrial Disputes Act, it could have not been proper to direct the workman to file rest documents which are lying in the custody of the management to prove his contention that he was directly working with the management of the Food Corporation of India. As stated earlier, the documents filed by the workman are sufficient to prove that the workman was directly working with the Food Corporation of India and there was a relationship of master and servant between the two.

It has been the contention of the Food Corporation of India that the workman was working with Food Corporation of India through a contractor Gurnam Singh. This contention only find place in the pleadings of the management and no evidence was adduced by the management inspite of being having the best evidence in his custody and possession regarding the Issue. Without disputing the viature of contract, if any, with any contractor, the management was bound to produce the documents/ material to show and prove that workman was working through a contractor. Thirty is no even an iota of evidence that Gurnam Singh was a contractor who provided with the services of the workman to the Food Corporation of India. Food Corporation of India is a Government/Semi Government Organization, which is bound by the rules of Central Government. No contract can be given to any person to provide the services of contract labour in violation of the rules of the Central Government. Without disputing the nature of the contract, if any, it is hereby stated that no evidence has been produced before this Tribunal by the management regarding the services of Lal Singh, which as per the contention of the management, were provided through Gurnam Singh. Hence, the management has filed to prove that there was any contractor to provide the contract labour to the management of the Food Corporation of India and the services of Shri Lal Singh were provided by the contractor. As stated earlier Food Corporation of India is Government Organization and even single act of such nature cannot be done orally. It is not denied that Shri Lal Singh was working with Food Corporation of.

India, only nature is disputed. The nature of his work shows that he was directly working under the management of the Food Corporation of India. Best evidence regarding the presence of workman, his working with Food Corporation of India and the payment of wages was lying with the management of the Food Corporation of India; but reasons known to Food Corporation of India, the same have not been produced before this Tribunal. Under such circumstances this Tribunal has no option otherwise than to take the adverse inference regarding non production of material documents (evidence).

The next issue is what should be the nature and extent of adverse inference for non production of material evidence. The nature has to be decided by the facts and circumstances of the case and the extent undoubtedly is the authority of law. This Tribunal cannot travel beyond the authority of law. Considering the facts and circumstances and relevant law on this issue, I am of the view that it shall be presumed that the workman and worked for 240 days in the preceding year from the date of his termination and his termination was absolutely illegal. He will be considered to work for the management for all the purposes. There is no evidence filed by management, except the oral denial, that workman was getting Rs. 2000 per month at the time of his termination. So on the basis of above discussion, I am of the view that the termination of the workman is illegal as no notice or retrenchment compensation was paid to him.

Right to work is one of the basic rights propounded in part IVth of the Constitution and protected under Article 21 as basic necessities of life of a human being. Thus, when this Tribunal comes to the conclusion that termination of the workman was illegal and void, it is the duty of the Tribunal to protect the right to work. Hence, I am directing the management to reinstate the work of workman within one month from the date of publication of this award along with the entire back wages. The reference is disposed of accordingly. Let the Central Government be approached for publication of the award, and thereafter, the file be consigned to the record room,

G. K. SHARMA, Presiding Officer

# नई दिल्ली, 9 **जुलाई, 200**9

का.आ. 1969.—जबिक, मैसर्स फ्रिटको फूड्स कंपनी लि., [पुणे क्षेत्र में कोड संख्या एमश्च/32318 के व्यंतर्गत](एतदुपरान्त प्रतिष्ठान के रूप में संदर्भित) ने कर्मचारी भविष्य निधि और प्रकीण उपवंध अधिनियम, 1952 (1952 का 19) (एतदुपरान्त अधिनिक्म के रूप में संदर्भित) की धारा 17 की उप-धारा (1) के खण्ड (क) के अंतर्गत छूट के लिए आवेदन दिया है।

2. और, जबिक, केन्द्र सरकार के विचार में अंशदान दर के मामले में उक्त प्रतिष्ठान के भविष्य निश्चि के नियम उसके कर्मचारियों के लिए उक्त अधिनियम की धारा 6 में विनिर्दिष्ट की तुलना में कम हितकर नहीं है और कर्मचारी भी समान प्रकृति के किसी अन्य प्रतिष्ठान के कर्मचारियों के संबंध में उक्त अधिनियम या कर्मचारी भविष्य निधि योजना, 1952 (एतदुपरान्त उक्त प्रतिष्ठान के रूप में संदर्भित) के अंतर्गत अन्य भविष्य निधि लाम भी प्राचा कर रहे हैं।

3. केन्द्र सरकार, एतद्द्वारा, अब उक्त अधिनियम की धारा 17 की उप-धारा (1) क्रण्ड (क) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए तथा इस संबंध में समय-समय पर विनिर्दिष्ट शर्तों को ध्यान में रखते हुए, उक्त प्रतिष्ठान को उक्त योजना के समस्त उपवधों के प्रचालन से 1-9-1996 से अगली अधिसूचना तक के लिए छूट प्रदान करती है।

[सं. एस.-35015/57/2009-एस.एस.-II] एस. डी. जेविवर, अवर सचिव

## New Delhi, the 9th July, 2009

S.O. 1969.—Whereas, M/s. Britco Foods Company Ltd. [under Code No. MH/32318 in Pune Region] (hereinafter referred to as the establishment) has applied for exemption under clause (a) of sub-section (1) of Section 17 of the Employee's Provident Funds and Miscellaneous Provisions Act, 1952 (19 of 1952) (hereinafter referred to as the Act).

- 2. And whereas in the opinion of the Central Government, the rules of the Provident Fund of the said establishment with respect to the rates of contribution are not less favourable to employees therein than those specified in Section 6 of the said Act and the employees are also in employment of other provident fund benefits provided under the said Act or under the Employee's Provident Funds Scheme, 1952 (hereinafter referred to as the Scheme) in relation to the employees in any other establishment of similar character.
- 3. Now, therefore, in exercise of the powers conferred by clause (a) of sub-section (1) of Section 17 of the said Act and subject to the conditions specified in this regard from time to tim, the Central Government, hereby, exempts the said establishment from the operation of all the provisions of the said Scheme with effect from 1-9-1996 until further notification.

[No. S-35015/57/2009-SS-II] S. D. XAVIER, Under Secy.

# नई दिल्ली, 9 जुलाई, 2009

बा.आ. 1970.—जबिक, मैसर्स टायो शैल्स लि., [जमदेशपुर क्षेत्र में कोड संख्या जेएच/1892 के अंतर्गत (एतदुपरान्त प्रतिष्ठान के रूप में संदर्भित) ने कर्मधारी मिष्टिच्य निधि और प्रकीर्ण उपबंध अधिनियम, 1952 (1952 का 19) (एतदुपरान्त अधिनियम के रूप में संदर्भित) की धारा 17 की उप-धारा (1) के खण्ड (क) के अंतर्गत सुट के लिए आबेदन दिवा है।

2. और, जबकि, केन्द्र सरकार के विचार में अंशदान दर के मामले में उक्त प्रतिच्छन के भविष्य निधि के निवम उसके कर्मचारियों के लिए उक्त अधिनवम की धारा 6 में विनिर्दिष्ट की तुलना में कम हितकर नहीं है और कर्मचारी भी समान प्रकृति के किसी अन्य प्रतिच्छान के कर्मचारियों के संबंध में उक्त अधिनियम या कर्मचारी भविष्य निधि क्षेत्रणा, 1952 (इतदुष्यान्त उक्त प्रतिच्छान के रूप में संदर्भिश) के अंशर्गत अन्य प्रविच्छा निधि लाग भी प्राप्त कर रहे हैं।

3. केन्द्र सरकार, एतद्द्वारा, अब उक्त अधिनियम की धारा 17 की उप-धारा (1) खण्ड (क) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए तथा इस संबंध में समय-समय पर विनिर्दिष्ट शर्तों को ध्यान में रखते हुए, उक्त प्रतिष्ठान को उक्त योजना के समस्त उपबंधों के प्रचालन से 1-7-1973 से अगली अधिसूचना तक के लिए छूट प्रदान करती है।

[सं. एस.-35015/81/2009-एस.एस.-[]] एस. डी. जेवियर, अवर स<del>चि</del>व

## New Delhi, the 9th July, 2009

S.O. 1970.—Whereas, M/s. Tayo Rolls Ltd. [under Code No. JH/1892 in Jamshedpur Region] (hereinafter referred to as the establishment) has applied for exemption under clause (a) of sub-section (1) of Section 17 of the Employees' Provident Funds and Miscellaneous Provisions Act, 1952 (19 of 1952) (hereinafter referred to as the Act).

- 2. And, whereas, in the opinion of the Central Government, the rules of the Provident Fund of the said establishment with respect to the rates of contribution are not less favourable to employees therein than those specified in Section 6 of the said Act and the employees are also in employment of other provident fund benefits provided under the said Act or under the Employee's Provident Funds Scheme, 1952 (hereinafter referred to as the Scheme) in relation to the employees in any other establishment of similar character.
- 3. Now, therefore, in exercise of the powers conferred by clause (a) of sub-section (1) of Section 17 of the said Act and subject to the conditions specified in this regard from time to time, the Central Government, hereby, exempts the said establishment from the operation of all the provisions of the said Scheme with effect from 1-7-1973 until further notification.

[No. S-35015/81/2009-SS-II] S. D. XAVIER, Under Secy.